













# ILLINOIS REGISTER

## Rules of Governmental Agencies

### TABLE OF CONTENTS

PROPOSED RULES	PAGE
ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF Subacute Alcoholism & Substance Abuse Treatment Services; 77 Ill. Adm. Code 2090.....	9785
COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF Enterprise Zone Program; 14 Ill. Adm. Code 520 .....	9787
COMMERCE COMMISSION, ILLINOIS Procedures for Gas, Electric, Water & Sanitary Sewer Utilities Governing Eligibility for Service, Deposits, Payment Practices & Discontinuance of Service (G.O. #172); 83 Ill. Adm. Code 280 .....	9801
Standard Filing Requirements for Electric, Gas, Water & Sewer Utilities & Telecommunications Carriers in Filing for an Increase in Rates; 83 Ill. Adm. Code 285 .....	9807
EMPLOYMENT SECURITY, DEPARTMENT OF Wages; 56 Ill. Adm. Code 2730 .....	9817
POLLUTION CONTROL BOARD General Rules; 35 Ill. Adm. Code 101 .....	9822
Introduction; 35 Ill. Adm. Code 601 .....	9829
New Activities in a Setback Zone or Regulated Recharge Area; 35 Ill. Adm. Code 616 .....	9836
Regulated Recharge Areas; 35 Ill. Adm. Code 617 .....	9882
PUBLIC AID, DEPARTMENT OF Medical Payment; 89 Ill. Adm. Code 140 .....	9885
ADOPTED RULES	
COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF Ill. Small Business Development Program; 14 Ill. Adm. Code 570 .....	9902
CONSERVATION, DEPARTMENT OF Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit & Crow Hunting; 17 Ill. Adm. Code 530 .....	9924
Competitive Tournament Fishing on State-Owned &/or Leased Water Areas; 17 Ill. Adm. Code 115 .....	9948
Dove Hunting; 17 Ill. Adm. Code 730 .....	9951
General Hunting & Trapping on Department-Owned or -Managed Sites; 17 Ill. Adm. Code 510 .....	9966
Ill. Salmon Stamp Contest Procedures; 17 Ill. Adm. Code 2550 .....	9973
Sport Fishing Regs. for the Waters of Ill.; 17 Ill. Adm. Code 810 .....	9977
Squirrel Hunting; 17 Ill. Adm. Code 690 .....	10012
White-Tailed Deer Hunting by Use of Bow & Arrow; 17 Ill. Adm. Code 670 .....	10021

(continued on next page)



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**CONSERVATION, DEPARTMENT OF (continued)**

White-Tailed Deer Hunting by Use of Firearms; 17 Ill. Adm. Code 650..... 10038  
Woodcock, Snipe, Rail & Teal Hunting; 17 Ill. Adm. Code 740 ..... 10057

**EDUCATIONAL OPPORTUNITY, ILLINOIS CONSORTIUM FOR**

Ill. Consortium for Educational Opportunity Program; 23 Ill. Adm. Code 2400 10069

**POLLUTION CONTROL BOARD**

General Provisions; 35 Ill. Adm. Code 501 ..... 10075

**PROFESSIONAL REGULATION, DEPARTMENT OF**

Ill. Landscape Architecture Act of 1989, The; 68 Ill. Adm. Code 1275..... 10091

**PUBLIC AID, DEPARTMENT OF**

Medical Assistance Programs; 89 Ill. Adm. Code 120 ..... 10101

Medical Payments; 89 Ill. Adm. Code 140 ..... 10114

**REHABILITATION SERVICES, DEPARTMENT OF**

Client Financial Participation; 89 Ill. Adm. Code 562 ..... 10179

Homemaker Rate Agreements; 89 Ill. Adm. Code 712 ..... 10185

**EMERGENCY RULES**

**ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF**

Subacute Alcoholism & Substance Abuse Treatment Services; 77 Ill. Adm.

Code 2090 ..... 10222

**PUBLIC INFORMATION**

**POLLUTION CONTROL BOARD**

Notice Pursuant to Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1007.2(b)..... 10240

**JOINT COMMITTEE ON ADMINISTRATIVE RULES**

Second Notices Received ..... 10242

**EXECUTIVE ORDERS AND PROCLAMATIONS**

**PROCLAMATIONS**

91-316 Cheer-Leadership Week ..... 10246

91-317 Day Against Drug Abuse & Illicit Trafficking ..... 10246

91-318 Air Force Communications Day ..... 10246

91-319 Illinois Agricultural Youth Institute Week..... 10247

91-320 Marek Piotrowski Day ..... 10247

91-321 WIC Week ..... 10248

**CUMULATIVE INDEX**

1991 Index - Issue #27 ..... CI-1

**SECTIONS AFFECTED INDEX**

1991 Index - Issue #27 ..... SAI-1



## INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, ch. 127, pars. 1001 et seq., as amended).

## REGISTER PUBLICATION SCHEDULE 1991

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 18, 1990	Dec. 24, 1990	1	Jan. 4, 1991	June 25, 1991	July 2, 1991	28	July 12, 1991
Dec. 24, 1990	Dec. 31, 1990	2	Jan. 11, 1991	July 2, 1991	July 9, 1991	29	July 19, 1991
Dec. 31, 1990	Jan. 8, 1991	3	Jan. 18, 1991	July 9, 1991	July 16, 1991	30	July 26, 1991
Jan. 8, 1991	Jan. 15, 1991	4	Jan. 25, 1991	July 16, 1991	July 23, 1991	31	Aug. 2, 1991
Jan. 15, 1991	Jan. 22, 1991	5	Feb. 1, 1991	July 23, 1991	July 30, 1991	32	Aug. 9, 1991
Jan. 22, 1991	Jan. 29, 1991	6	Feb. 8, 1991	July 30, 1991	Aug. 6, 1991	33	Aug. 16, 1991
Jan. 29, 1991	Feb. 5, 1991	7	Feb. 15, 1991	Aug. 6, 1991	Aug. 13, 1991	34	Aug. 23, 1991
Feb. 5, 1991	Feb. 11, 1991	8	Feb. 22, 1991	Aug. 13, 1991	Aug. 20, 1991	35	Aug. 30, 1991
Feb. 11, 1991	Feb. 19, 1991	9	Mar. 1, 1991	Aug. 20, 1991	Aug. 27, 1991	36	Sept. 6, 1991
Feb. 19, 1991	Feb. 26, 1991	10	Mar. 8, 1991	Aug. 27, 1991	Sept. 3, 1991	37	Sept. 13, 1991
Feb. 26, 1991	Mar. 5, 1991	11	Mar. 15, 1991	Sept. 3, 1991	Sept. 10, 1991	38	Sept. 20, 1991
Mar. 5, 1991	Mar. 12, 1991	12	Mar. 22, 1991	Sept. 10, 1991	Sept. 17, 1991	39	Sept. 27, 1991
Mar. 12, 1991	Mar. 19, 1991	13	Mar. 29, 1991	Sept. 17, 1991	Sept. 24, 1991	40	Oct. 4, 1991
Mar. 19, 1991	Mar. 26, 1991	14	Apr. 5, 1991	Sept. 24, 1991	Oct. 1, 1991	41	Oct. 11, 1991
Mar. 26, 1991	Apr. 2, 1991	15	Apr. 12, 1991	Oct. 1, 1991	Oct. 8, 1991	42	Oct. 18, 1991
Apr. 2, 1991	Apr. 9, 1991	16	Apr. 19, 1991	Oct. 8, 1991	Oct. 15, 1991	43	Oct. 25, 1991
Apr. 9, 1991	Apr. 16, 1991	17	Apr. 26, 1991	Oct. 15, 1991	Oct. 22, 1991	44	Nov. 1, 1991
Apr. 16, 1991	Apr. 23, 1991	18	May 3, 1991	Oct. 22, 1991	Oct. 29, 1991	45	Nov. 8, 1991
Apr. 23, 1991	Apr. 30, 1991	19	May 10, 1991	Oct. 29, 1991	Nov. 5, 1991	46	Nov. 15, 1991
Apr. 30, 1991	May 7, 1991	20	May 17, 1991	Nov. 5, 1991	Nov. 12, 1991	47	Nov. 22, 1991
May 7, 1991	May 14, 1991	21	May 24, 1991	Nov. 12, 1991	Nov. 19, 1991	48	Dec. 2, 1991 (Mon.)
May 14, 1991	May 21, 1991	22	May 31, 1991	Nov. 19, 1991	Nov. 26, 1991	49	Dec. 6, 1991
May 21, 1991	May 28, 1991	23	June 7, 1991	Nov. 26, 1991	Dec. 3, 1991	50	Dec. 13, 1991
May 28, 1991	June 4, 1991	24	June 14, 1991	Dec. 3, 1991	Dec. 10, 1991	51	Dec. 20, 1991
June 4, 1991	June 11, 1991	25	June 21, 1991	Dec. 10, 1991	Dec. 17, 1991	52	Dec. 27, 1991
June 11, 1991	June 18, 1991	26	June 28, 1991	Dec. 17, 1991	Dec. 24, 1991	1	Jan. 3, 1992
June 18, 1991	June 25, 1991	27	July 5, 1991	Dec. 24, 1991	Dec. 31, 1991	2	Jan. 10, 1992

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).





DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE  
NOTICE OF PROPOSED AMENDMENTS1) Heading of Part: Subacute Alcoholism and Substance Abuse Treatment Services2) Code Citation: 77 Ill. Adm. Code 2090

3) <u>Section Numbers:</u>	<u>Proposed Action</u>
2090.10	Amendment
2090.20	Amendment
2090.30	Amendment
2090.40	Amendment
2090.50	Amendment

4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6354-1.5) A Complete Description of the Subjects and Issues Involved:

The amendments to Part 2090 provide the Illinois Department of Alcoholism and Substance Abuse (DASA) with the process for reimbursement of substance abuse treatment Medicaid costs which have been deleted from Illinois Public Aid's (IDPA) budget for FY92. The Amendments then, combined with an interagency agreement between DASA and IDPA will allow DASA to reimburse providers for the eligible Medicaid services from its budget, in order to continue to provide such services and continue to access the federal match for such services. The amendments make Part 2090 consistent with current federal interpretation of its statutes in order to provide the maximum allowable federal match. The amendments also simplify certification requirements, making them consistent with DASA licensure requirements. Without the amendments, such services would discontinue for this segment of society which includes the poorest and those most susceptible to HIV infection (poor minorities, women and children)

6) Will this proposed rule replace an emergency rule currently in effect?  
Yes. Notice of Emergency Amendments was submitted at the same time as this First Notice.7) Does this rulemaking contain an automatic repeal date?  
No.8) Does this proposed rule contain incorporations by reference?  
No.9) Are there any other proposed amendments pending on this Part?  
No.10) Statement of Statewide Policy Objectives:

These amendments do not necessitate a statement of statewide policy objectives.

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF PROPOSED AMENDMENTS

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Interested persons should address their written comments within 30 days to:

Nancy J. Bennett, General Counsel  
Department of Alcoholism and Substance Abuse  
100 W. Randolph St., Suite 5-600  
Chicago, Illinois 60601  
(312)814-6329

Written and/or oral comments may be made at a Public Hearing at Room 451 Centennial Building, Springfield, Illinois 62756 on July 24, 1991, between 10:00 a.m. and 12:00 p.m., or at a Public Hearing at the Department's Chicago office, 100 W. Randolph St., Suite 5-600, Chicago, Illinois 60601 on July 25, 1991, between 10:00 a.m. and 12:00 p.m.

12. Initial Regulatory Flexibility Analysis

Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: June 12, 1991

Types of Small Businesses Affected

For profit and not-for-profit individuals, corporations and other entities that are in the business of providing substance abuse treatment services and that are Medicaid Certified or wish to become Medicaid certified.

Reporting, bookkeeping or other procedures required for compliance:

The reporting procedures are substantially the same as previously.

Types of Professional Skills necessary for compliance:

No additional or different professional skills will be necessary in order to comply.

The Text of the Proposed Amendments is identical to the Text of the Emergency Amendments published on page 10724 of this issue of the Illinois Register.

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Enterprise Zone Program

2) Code Citation: 14 Ill. Adm. Code 520

3) Section Numbers: Proposed Action:

520.900	Amendment
520.930	New Section
520.1100	New Section
520.1110	New Section
520.1120	New Section
520.1130	New Section
520.1140	New Section

4) Statutory Authority: Implementing Sections 1d, 1i, and 1j of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 440d, 440i, and 440j, as amended by P.A. 86-1456, effective December 12, 1990 and authorized by Sections 1d and 1i of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 440d and 440i) and Section 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.42).

5) A Complete Description of the Subjects and Issues Involved: The amendments to Section 520.900 update the statutory citations and clarify or correct definitional language.

The proposed amendment to Section 520.930 allows the department, in accordance with P.A. 86-1456, to certify eligible high impact businesses in the process of graphic arts for the machinery and equipment sales tax exemption.

Proposed Sections 520.1100 et seq. (Subpart K) allow the department to certify eligible high impact service facilities for a sales tax exemption under the Retailers' Occupation Tax Act for the purchase of machinery or equipment used in the operation of high impact service facilities.

6) Will these proposed amendments replace emergency amendments currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporations by reference? No.

9) Are there any proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1989, ch. 85, par. 2203).

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after this edition of the Illinois Register to the following:

Mr. John D. Taylor, Deputy Director  
Department of Commerce and Community Affairs  
Bureau of Program Administration  
620 East Adams Street, 5th floor  
Springfield, Illinois 62701  
(217) 782-6136

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: June 19, 1991.

B) Types of small businesses and small municipalities affected: Small businesses and small municipalities will not be directly affected by this rulemaking.

C) Reporting, bookkeeping or other procedures required for compliance: No new reporting, bookkeeping or other compliance procedures have been added to Section 520.930. The amendments allow businesses engaged in the process of graphic arts as specified in P.A. 86-1456, to be certified for the machinery and equipment sales tax exemption. These businesses must comply with existing compliance procedures.

High impact service facilities who choose to apply for the sales tax exemption under Sections 520.1100 et seq. (Subpart K) must submit the information specified in Section 520.1110 and an application in accordance with Section 520.1120. Certified businesses must submit quarterly reports describing progress toward job creation and the investment in qualified property at the high impact service facility.

D) Types of professional skills necessary for compliance: Eligible applicants for all exemptions should already possess the necessary professional skills for compliance with this rulemaking.

The full text of the Proposed Amendments begins on the next page:



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

TITLE 14: COMMERCE  
SUBTITLE C: ECONOMIC DEVELOPMENT  
CHAPTER 1: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRSPART 520  
ENTERPRISE ZONE PROGRAM

## SUBPART A: DEFINITIONS

Section  
520.100

Definitions

## SUBPART B: APPLICATION AND CERTIFICATION

Eligible Applicants  
Eligibility Criteria  
Form of Application  
Application Procedures  
Joint Application  
Application Evaluation and Ranking

## SUBPART C: AMENDMENT AND DECERTIFICATION

Application Overview  
Boundary Changes  
Decertification

## SUBPART D: DESIGNATED ZONE ORGANIZATIONS

General  
Project Eligibility and Approval  
Charitable Contributions

## SUBPART E: LOCAL RESPONSIBILITIES

Reporting and Monitoring  
Administration

## SUBPART F: TAX INCENTIVES

Jobs Tax Credit

## SUBPART G: HIGH IMPACT BUSINESSES IN ILLINOIS

Definitions  
Eligible Applicants  
Eligibility Criteria  
Form of Application  
Application Review and Approval  
Revocation of the High Impact Business DesignationSection  
520.700  
520.710  
520.720  
520.730  
520.740  
520.750

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

## SUBPART H: INVESTMENT TAX CREDIT CARRY-FORWARD

Definitions  
Eligibility Criteria  
Form of Application  
Application Review and Approval ProcessSUBPART I: MACHINERY AND EQUIPMENT/POLLUTION  
CONTROL FACILITIES SALES TAX EXEMPTIONSection  
520.900  
520.910  
520.920  
520.930  
Definitions  
Eligibility Criteria  
Form of Application  
Application Review and Approval Process

## SUBPART J: ENTERPRISE ZONE UTILITY TAX EXEMPTION

Section  
520.1000  
520.1010  
520.1020  
520.1030  
Definitions  
Eligibility Criteria  
Form of Application  
Application and Approval ProcessSUBPART K: HIGH IMPACT SERVICE FACILITY MACHINERY AND EQUIPMENT  
SALES TAX EXEMPTIONSection  
520.1100  
520.1110  
520.1120  
520.1130  
520.1140  
Definitions  
Eligibility Criteria  
Form of Application  
Application and Approval Process  
Use Tax Exemption

AUTHORITY: Implementing the Illinois Enterprise Zone Act (Ill. Rev. Stat. 1989, ch. 67 1/2, pars. 601 et seq., as amended by P.A. 86-1456, effective December 12, 1990); Sections 201(f), (g) and (h) of the Illinois Income Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 2-201(f), (g) and (h)); Sections 1d-1f and 1i-1j of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 440d-440f and 440i-440j, as amended by P.A. 86-1456, effective December 12, 1990); and Sections 9-221, 9-222, and 9-222.1 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 9-221, 9-222, and 9-222.1) and authorized by Section 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.42).

SOURCE: Adopted at 9 Ill. Reg. 11790, effective July 24, 1985; emergency amendments at 10 Ill. Reg. 4936, effective March 11, 1986 for a maximum of 150 days; amended at 10 Ill. Reg. 7323, effective April 18, 1986; amended at 10 Ill. Reg. 12563, effective July 7, 1986; amended at 10 Ill. Reg. 12915, effective July 22, 1986; amended at 10 Ill. Reg. 15200, effective September

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

8, 1986; amended at 10 Ill. Reg. 16580, effective September 24, 1986; amended at 10 Ill. Reg. 19718, effective November 6, 1986; amended at 11 Ill. Reg. 11054, effective June 5, 1987; emergency amendments at 11 Ill. Reg. 11174, effective June 8, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 16091, effective September 29, 1987; amended at 12 Ill. Reg. 4115, effective February 8, 1988; amended at 12 Ill. Reg. 11201, effective June 17, 1988; amended at 12 Ill. Reg. 17823, effective October 21, 1988; emergency amendment at 13 Ill. Reg. 16117, effective October 2, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 19936, effective December 7, 1989; amended at 14 Ill. Reg. 3445, effective February 27, 1990; amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: Capitalization denotes statutory language.

SUBPART I: MACHINERY AND EQUIPMENT/POLLUTION  
CONTROL FACILITIES SALES TAX EXEMPTION

## Section 520.900 Definitions

The following definitions are applicable to Subpart I.

"Act" means Section 1d-1f of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1987 1989, ch. 120, pars. 440d-440f, as amended by P.A.-86-44; -effective-October-17-1989, as amended by P.A. 86-1456, effective December 12, 1990).

"Department" means the Department of Commerce and Community Affairs.

"Eligible investment" shall consist of the following two categories of expenditures:

Investments in qualified property which are placed in service in an Enterprise Zone. Qualified properties are statutorily defined in Section 2-201(f) of the Illinois Income Tax Act (Ill. Rev. Stat. 1987 1989, ch. 120, par. 2-201 (f)).

Noncapital/nonroutine investments, and associated service costs (direct labor or contractual fees), placed in service in an Enterprise Zone and made for the improvement or renovation of qualified properties. These activities are undertaken for the purposes of improving productive capacity, efficiency, product quality or competitive position. The investments cannot be repetitive, commonplace or associated with regular maintenance expenditures, and would include, for example, rebuilt cast house furnaces, rebuilt soaking furnaces, a rebuilt hot line control system, restructured plant layout, and

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

installed equipment to rebuild a logeman baler. Noncapital/nonroutine investments are those that do not qualify for the investment tax credit pursuant to Section 2-201(f) of the Illinois Income Tax Act.

Businesses utilizing this definition must provide detailed information as set forth in Section 520.920(a) regarding the purpose, scope, justification and benefits of these noncapital/nonroutine investments, including defined project start and completion target dates, and a level of expenditures of at least \$40,000.

"Full-time employee" means a person, employed by the taxpayer or any wholly-owned subsidiary of the taxpayer, who works a minimum of 35 regular hours per week for 52 weeks for a minimum total of 1,820 hours per year. Vacations, paid holidays and sick time are included in this computation. Overtime is not considered regular hours.

"Full-time equivalent job" means the number of employees required to equal one full-time employee. For purposes of this definition, "employee" means a person who works a minimum of 35 hours per week for a minimum of 13 consecutive weeks to be counted toward full-time equivalency.

"Job creation" means at least 200 full-time equivalent employees have been hired over the number of full-time equivalent employees that were employed by the applicant as of December-31 September 25, 1985 or the date the enterprise zone was certified of the previous-year; or the 1st day of the applicant's most-recently completed-taxable-year, whichever is later. Job titles being filled or re-filled as a result of strikes cannot be computed as job creation. A majority of the "jobs created" must be made in the enterprise zone in which the eligible investment is made.

"Job retention" means: that

at least 2,000 full-time employees, a majority of which are located in the enterprise zone in which the eligible investment is made, will remain employed in Illinois as a direct result of the eligible investment and the employees would have lost their jobs had the investment not been made. The number originally retained in the enterprise zone must be retained for the duration of the exemption or that

at least 90% of the full-time jobs in place in the enterprise zone on the date on which the exemption is granted will remain in place in the enterprise zone for the



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

duration of the exemption. If the business utilizes full-time jobs retained at Illinois facilities outside the enterprise zone to qualify for this exemption, 90% of the total full-time jobs must also be retained for the duration of the exemption. A majority of the "jobs-retained" must be in the enterprise zone in which the eligible investment is made.

"Minimum investment" means the amount of eligible investments which must be made to qualify for the exemption. Under the job creation criteria the minimum eligible investment which must be made in the enterprise zone is \$5 million. Under the job retention criteria the minimum eligible investment which must be made in the enterprise zone is \$40 million.

"Placed in service" means the state or condition of readiness and availability for a specifically assigned function as defined in 26 CFR 1.46-3(d). Eligible investments in qualified property as defined in Section 2-201 (f) of the Illinois Income Tax Act shall be considered placed in service on the earlier of

the date the property is placed in a condition of readiness and availability for use; or

the date on which the depreciation period of that property begins. Eligible noncapital and nonroutine investments shall be considered placed in service if eighty percent of the allocated monies have been expended.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 520.930 Application Review and Approval Process

a) Applications shall be submitted to the Department which shall approve or deny the application in writing within 30 days of receipt. The application shall be approved if it meets the requirements of Sections 520.910 and 520.920.

b) In cases when the Department denies an application it shall specify in writing the reasons for denial and shall allow the applicant 15 days to amend and resubmit the application. Resubmitted applications shall be approved or denied in writing within 15 days of receipt.

c) Applicants determined eligible by the Department, in accordance with Section 520.910, shall be issued a Certificate of Exemption. A copy of the Certificate of Exemption will be filed by the Department with the Illinois Department of Revenue in accordance with Section 1f of the Act.

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

d) Subject to Section 520.910 herein, and in accordance with Section 1d of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1989, ch. 120, par. 440d, as amended by P.A. 86-1456, effective December 12, 1990) this exemption includes

- 1) all tangible personal property used or consumed in the process of manufacturing or assembling of tangible personal property for wholesale or retail sale or lease or in the process of graphic arts production;
- 2) repair and replacement parts for machinery and equipment used in the manufacturing or assembling of tangible personal property or in the process of graphic arts production for wholesale or retail sale or lease; and
- 3) equipment, manufacturing or graphic arts fuels, material and supplies for the maintenance, repair or operation of such manufacturing or assembling or graphic arts machinery or equipment.

e)f) Businesses approved in accordance with this Section shall furnish to the Department not later than 90 days after the Certificate of Exemption has been issued, financial statements of the business examined by public accountants certified by the State of Illinois, in accordance with generally accepted accounting practices, containing the unqualified opinion of such public accountants that the investments in qualified property have been placed in service. In addition, the Department shall have the right to inspect and conduct its own audit of all books and records relied upon by the business to demonstrate that the eligible investments in qualified property have been placed in service. Certified businesses shall also submit information annually to the Department documenting the maintenance of the minimum job creation or job retention criterion. Certified businesses who fail to comply with this subsection shall be decertified for the tax exemption and shall repay the exempted taxes. The jobs created or retained must be documented through personnel records.

f)e) All certified businesses will receive this exemption for a period of five years.

g)f) At the expiration of this initial five year period, certified businesses may apply to the Department for renewals of the exemption for additional five-year time periods. The Department shall grant an exemption to a certified business for an additional five-year period provided that at the time of the application for renewal:

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

- 1) The following job creation/retention criteria are met:
  - A) In the case of a business certified pursuant to the job creation criterion of Section 520.910, such business has retained a minimum of 200 full-time equivalent jobs in Illinois.
  - B) In the case of a business certified pursuant to the job retention criterion of Section 520.910, such business has
    - i) retained a minimum of 2,000 full-time jobs in Illinois, or
    - ii) has made an eligible investment of \$40,000,000 resulting in the retention of 90% of the full-time jobs in place on the date on which the exemption is granted for the duration of the exemption.
  - C) A majority of the "jobs retained" must be in the Enterprise Zone in which the eligible investment is made.
- 2) Such business is located in an Enterprise Zone established pursuant to the Illinois Enterprise Zone Act (Ill. Rev. Stat. 1987 1989, ch. 67 1/2, pars. 601 et seq., as amended by P.A. 86-1456, effective December 12, 1990).
- 3) Such business provides an Audited Financial Statement including balance sheets and income statements audited according to generally accepted auditing standards by a public accountant certified in the State of Illinois. In addition, the firm's chief financial officer shall attest in writing that the firm is not aware of a condition or occurrence which would result in bankruptcy or closure.
- 4) This exemption shall not be allowed beyond the term of the certified Enterprise Zone.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

SUBPART K: HIGH IMPACT SERVICE FACILITY MACHINERY AND EQUIPMENT  
SALES TAX EXEMPTION

Section 520.1100 Definitions

The following definitions are applicable to Subpart K.

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

"Act" means Sections 1i and 1j of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 440i and 440j).

"Contractually Obligated" means the business enterprise has entered into a legally binding agreement with the Department to comply with Section 1i of the Retailers' Occupation Tax Act.

"Department" means the Department of Commerce and Community Affairs.

"Eligible Investments" means investments in qualified property which:

will be placed in service at a high impact service facility located in an enterprise zone. Qualified properties are statutorily defined in Sections 201(f) of the Illinois Income Tax Act (Ill. Rev. Stat. 1989, ch. 120, par. 2-201(f); or

are noncapital/nonroutine investments, and associated service costs (direct labor or contractual fees), which will be placed in service at a high impact service facility located in an enterprise zone and made for the improvement or renovation of qualified properties. These activities are under taken for the purposes of improving productive capacity, efficiency, product quality or competitive position, and cannot be repetitious, commonplace or associated with regular maintenance expenditures; or

include motor driven heavy equipment, not considered rolling stock, used for transporting parcels, machinery or equipment, or are used to maintain and provide in-house services within the confines of the facility; and automated machinery and equipment used for the purposes of transporting parcels within the facility, along with all components contained in electronic control systems.

"Full-time employee" means a person, employed by the taxpayer or any wholly-owned subsidiary of the taxpayer, who works a minimum of 35 hours per week for 52 weeks for a minimum total of 1,820 hours per year. Vacations, paid holidays, and sick time are included in this computation. Overtime is not considered regular hours.

"Full-time equivalent job" means the number of employees required to equal one full-time employee.

"High Impact Service Facility" means a FACILITY USED PRIMARILY FOR THE SORTING, HANDLING AND REDISTRIBUTION OF SINGLE ITEM



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

NON-FUNGIBLE PARCELS RECEIVED FROM AGENTS OR EMPLOYEES OF THE HANDLER OR SHIPPER FOR PROCESSING AT A COMMON LOCATION AND REDISTRIBUTION TO OTHER EMPLOYEES OR AGENTS FOR DELIVERY TO AN ULTIMATE DESTINATION ON AN ITEM-BY-ITEM BASIS (Section 11 of the Act).

"Job Creation" means at least 1,000 full-time equivalent employees have been hired in an enterprise zone over the number of full-time equivalent employees that were employed by the applicant in the enterprise zone as of July 1, 1989 or the date the enterprise zone was certified, whichever is later. Job titles being filled or re-filled as a result of strikes cannot be computed as job creation.

"Placed in service" means the state or condition of readiness and availability for a specifically assigned function as defined in 26 CFR 1.46-3(d). Eligible investments as defined herein shall be considered placed in service on the earlier of:

the date the property is placed in a condition of readiness and availability for use; or

the date on which the depreciation period of that property begins.

(Source: Added at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 520.1110 Eligibility Criteria

The business enterprise must provide a written description of a spending plan and financial commitments for the proposed eligible investment that will demonstrate to the Department that the minimum eligible investment will be placed in service and the required number of jobs will be created within eight years following the date of certification. Such information must include a detailed "project by project" description, as well as the estimated eligible investment for each specific project that obligates the business enterprise to place in service the minimum eligible investment and create the required number of jobs.

(Source: Added at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 520.1120 Form of Application

An application shall be submitted on the standard application form provided by the Department. An application shall include:

- a) Investment Information - a description of the eligible investment with documentation to substantiate that the planned investment is eligible (e.g., balance sheets, construction schedules,

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

schematics and specifications, or lists and cost of equipment purchased); and a spending plan and financial commitments demonstrating that the business enterprise will place the investment in service within eight years of certification;

- b) Job Information - information on new employment that will result in the enterprise zone as a result of the investment which includes by job title(s) the number of employees; and an explanation of how and why the investment causes creation of full-time employees or full-time equivalent employees.

- c) Certification - a signed and dated statement verifying that the data and information in the application is true and correct, that the Department will be provided access to any material, documentation or other data required to verify application information, and a statement that the number of jobs created shall be maintained for the term of the exemption.

- d) Legally Binding Agreement - a dated statement executed by the Chief Executive Officer of the business enterprise and the Director of the Department obligating the business enterprise to create 1,000 full-time or full-time equivalent jobs and place in service a minimum of \$150,000,000 in qualified property at a high impact service facility located in an enterprise zone within eight years. The agreement shall state that should the business fail to place in service the eligible investments in qualified property within eight years following certification, the business shall be decertified for the tax exemption and required to repay the exempted taxes, plus any penalties and interest as determined by the Department of Revenue. The agreement shall also state that the business shall submit quarterly progress reports describing the progress made toward the creation of 1,000 full-time or full-time equivalent jobs and the investment of \$150,000,000 in qualified property at the high impact service facility, and that failure to do so will result in termination of the exemption.

(Source: Added at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 520.1130 Application and Approval Process

- a) Applications shall be submitted to the Department, which shall approve or deny the application in writing within 30 days of receipt. The application shall be approved if it meets the requirements of Sections 520.1110 and 520.1120 and the applicant has submitted a spending plan and financial commitments for the proposed eligible investment. The applicant must sign a written agreement with the Department obligating the business to place in service the eligible investments in qualified property within

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

eight years of the date of certification. Should the business fail to place in service the eligible investments in qualified property within eight years following certification, the business shall be decertified for the tax exemption and required to repay the exempted taxes. Should the business place in service eligible investments subsequent to decertification, the business may reapply to the Department for recertification. However, this reapplication must utilize the procedures set forth in Section 520.1120, and contain the same information as required pursuant to Section 520.1110.

b) When the Department denies an application, it shall specify in writing the reasons for denial and allow the applicant 15 days from the date of application denial to amend and resubmit the application. Resubmitted applications shall be approved or denied within 30 days of receipt.

c) Applicants determined eligible by the Department in accordance with Sections 520.1110 and 520.1120 shall be issued a Certificate of Eligibility for Exemption.

d) All certified businesses will receive a 10-year exemption from the tax imposed by Section 2 of the Retailers' Occupation Tax Act (Ill. Rev. Stat. 1989, ch. 120, par. 441) on purchases of machinery and equipment used in the operation of a high impact service facility, as provided in Section 1j of the Retailers' Occupation Tax Act.

e) All certified businesses shall submit quarterly reports describing the progress made toward the creation of 1,000 full-time or full-time equivalent jobs and the investment of \$150,000,000 in qualified property at the high impact service facility.

f) At the expiration of this initial 10-year period, certified businesses may apply to the Department for a renewal of the exemption for additional 10-year time period. The Department shall grant an exemption to a certified business for an additional 10-year period provided that at the time of application for renewal:

1) Such business has created a minimum of 1,000 full-time or full-time equivalent jobs in Illinois.

2) Such business is located in an enterprise zone established pursuant to the Illinois Enterprise Zone Act (Ill. Rev. Stat 1989, ch. 67 1/2, pars. 601 et seq., as amended by P.A. 86-1456, effective December 12, 1990).

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED AMENDMENTS

3) Such business provides an audited Financial Statement, including balance sheets and income statements, audited according to generally accepted auditing standards by a public accountant certified in the State of Illinois. In addition, the firm's chief financial officer shall attest in writing that the firm is not aware of a condition or occurrence which would result in bankruptcy or closure.

4) The total period of the exemption from the taxes imposed under the Act shall not exceed 20 years.

(Source: Added at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 520.1140 Use Tax Exemption

Pursuant to Section 12 of the Use Tax Act (Ill. Rev. Stat. 1989, ch. 120, par. 439.12, as amended by P.A. 86-1490, effective January 14, 1991) each facility certified under this Subpart is also eligible for the use tax exemption described in the Use Tax Act (Ill. Rev. Stat. 1989, ch. 120, par. 439.1 et seq., as amended by P.A. 86-1490, effective January 14, 1991)

(Source: Added at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

1) Heading of the Part: Procedures for Gas, Electric, Water and Sanitary Sewer Utilities Governing Eligibility for Service, Deposits, Payment Practices and Discontinuance of Service (General Order 172).

2) Code Citation: 83 Ill. Adm. Code 280

3) Section Numbers: Proposed Action:

280.100 Amendment

4) Statutory Authority: Implementing and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, par. 10-101).

5) A Complete Description of the Subjects and Issues Involved:  
The purpose of the proposed amendment is to clarify that a utility has the burden of proof whenever it alleges that there has been tampering with equipment and that a customer has received the benefit of unbilled or misbilled service.

6) Will this proposed amendment replace an emergency amendment currently in effect? No.

7) Does this rulemaking contain an automatic repeal date: No.

8) Does this proposed amendment contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62706

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

A) Date amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: June 17, 1991

B) Types of small businesses affected: This amendment will affect those public utilities that are also small businesses as defined in the Illinois Administrative Procedure Act.

C) Reporting, bookkeeping or other procedures required for compliance: None

D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendment begins on the next page:



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

## TITLE 83: PUBLIC UTILITIES

## CHAPTER I: ILLINOIS COMMERCE COMMISSION

## SUBCHAPTER b: PROVISIONS APPLICABLE TO MORE THAN ONE KIND OF UTILITY

## PART 280

PROCEDURES FOR GAS, ELECTRIC, WATER AND SANITARY SEWER UTILITIES GOVERNING ELIGIBILITY FOR SERVICE, DEPOSITS, PAYMENT PRACTICES AND DISCONTINUANCE OF SERVICE  
(GENERAL ORDER-172)

## Section

- 280.10 Policy
- 280.20 Scope and Application
- 280.30 Saving Clause
- 280.40 Definitions
- 280.50 Applications for Service
- 280.60 Present Customers
- 280.70 Deposits
- 280.75 Refunds
- 280.80 Estimated Bills
- 280.90 Past due Bills and Late Payment Charges
- 280.100 Unbilled Service
- 280.105 Treatment of Illegal Taps
- 280.110 Deferred Payment Agreements
- 280.120 Budget Payment Plan
- 280.130 Discontinuance of Service
- 280.135 Discontinuance of Service During the Period of Time from December 1 Through and Including March 31
- 280.138 Reconnection of Former Residential Utility Customers for the Heating Season
- 280.140 Discontinuance of Service to Accounts Affecting Master Metered Apartment Buildings
- 280.150 Service Reconnection Charge
- 280.160 Dispute Procedures
- 280.170 Commission Complaint Procedures
- 280.180 Public Notice of Commission Rules
- 280.190 Second Language Notices
- 280.200 Customer Information Booklet
- APPENDIX A Notice of Utility Shut Off
- APPENDIX B Requirements to Avoid Shut Off of Service in the Event of Illness
- APPENDIX C Public Notice
- APPENDIX D Insert to be Included with Each Notice of Disconnection Sent to Residential Gas and Electric Customers

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

AUTHORITY: Implementing the Small Business Utility Deposit Relief Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 1001 et seq.) and Sections 8-101 and 8-207 of The Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 8-101 and 8-207), and authorized by Section 8 of The Small Business Utility Deposit Relief Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 1001 et seq.) and Sections 8-101 and 8-207 of The Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 8-101 and 8-207).

SOURCE: Rule repealed, new rule adopted at 3 Ill. Reg. 1, p. 102, effective January 6, 1979; emergency amendment at 3 Ill. Reg. 46, p. 65, effective November 16, 1979, for a maximum of 150 days; amended at 4 Ill. Reg. 46, p. 1274, effective November 10, 1980; amended at 6 Ill. Reg. 10917, effective September 7, 1982; amended at 6 Ill. Reg. 13723, effective November 8, 1982; amended at 7 Ill. Reg. 9285, effective July 22, 1983; codified at 7 Ill. Reg. 13218; emergency amendment at 7 Ill. Reg. 14543, effective October 18, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 13221, effective November 1, 1983; emergency amendment at 7 Ill. Reg. 16667, effective December 1, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 3664, effective March 15, 1984; emergency amendment at 8 Ill. Reg. 17924, effective September 13, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21222, effective October 15, 1984; amended at 9 Ill. Reg. 2268, effective February 8, 1985; amended at 111. Reg. , effective

NOTE: Statutory language is denoted by italics or capital letters.

## Section 280.100 Unbilled Service

- a) A utility may render a bill for services or commodities provided to:
  - 1) A residential customer only if such bill is presented within one year from the date the services or commodities were supplied, or
  - 2) A non-residential customer only if such bill is presented within two years from the date the services or commodities were supplied.
- b) No customer shall be liable for unbilled or misbilled service after expiration of the applicable period except in those instances to which Rule 14(a) of General Order 159 (to be codified as 83 Ill. Adm. Code 500.240(a)), Rule 16(e) of General Order 161 (to be codified as 83

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

Ill. Adm. Code 410.260(c)}, or the following subsections of this Section apply.

c) Tampering

1) When there has been tampering with wires, pipes, meters or other service equipment and the customer has enjoyed the benefit of such tampering, the utility is not restricted to the above time limitations on unbilled service. When a utility applies this provision to bill for service which occurred outside the applicable time limitations, a customer may dispute the bill under the provisions of Sections 280.160 and 280.170 of this Part. The customer shall be responsible for all service usage, and the utility may bill the customer for all service usage during the period the tampering occurred. Customers may be billed for diverted service not used by that customer if that customer had knowledge of or consented to the diversion.

2) If a utility alleges that tampering has occurred, the burden of proof concerning tampering shall be on the utility in any proceeding before the Commission in which the issue is raised.

d) When past due bills occur following the issuance of a "make-up" bill for previously unbilled utility service resulting from two or more consecutive estimated bills, utility billing error, meter failure, or undetected leakage or undetected loss of service, except in situations where tampering is involved, and where the "make-up" bill exceeds the otherwise normal bill for such billing period by 50%, a utility shall review the bill with the customer, and shall offer to accept payments toward the liquidation of the amount over a normal bill over a period mutually agreed to by the utility and the customer. This period of time shall be at least as long as the period over which the excess amount accrued. Where the excess billing resulted from undetected leakage or loss of service, the period shall be extended so that the bill rendered will not be greater than a normal bill, plus 50%.

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

e) When a utility computer rejects a bill because it is abnormally high or low, and the utility chooses to delay billing by more than five days, the utility must nevertheless send the customer a statement at the regular billing period which shows that billing has been delayed and that an investigation is being conducted by the utility.

(Source: Amended at Ill. Reg. , effective )

## ILLINOIS COMMERCE COMMISSION

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

## NOTICE OF PROPOSED AMENDMENTS

285.2105 Schedule B-8 Jurisdictional Current Value Rate Base Summary  
 285.2110 Schedule B-8.1 Current Value Plant in Service by Major Property Grouping or Major Account  
 285.2115 Schedule B-8.2 Proposed Adjustments to Current Value Plant in Service  
 285.2120 Schedule B-8.3 Current Value Depreciation Reserve  
 285.2125 Schedule B-8.4 (L) Adjustments to Current Value Depreciation Reserve

## SUBPART H: OPERATING INCOME

Section  
 285.3000 Operating Income Instructions  
 285.3005 Schedule C-1 Jurisdictional Operating Income Summary  
 285.3010 Schedule C-2 Detailed Jurisdictional Operating Income Statement  
 285.3015 Schedule C-3 Summary of Utility Proposed Adjustments  
 285.3020 Schedules C-3.1, 2, 3, etc. Detailed Adjustments  
 285.3025 Schedule C-4 Reconciliation of Filed Operating Income and Expense

285.3030 Schedule C-5 Summary of Jurisdictional Allocational Factors

285.3035 Schedule C-5.1 Allocation Statistics

285.3040 Schedule C-5.2 Explanation of Changes in Allocation Procedures

285.3045 Account Analyses

285.3050 Schedule C-6 Income Tax

285.3055 Schedule C-6.1 Investment Tax and Job Development Credits

285.3060 Schedule C-7 Social and Service Club Membership Dues

285.3061 Schedule C-8 Charitable Contributions

285.3065 Schedule C-9 Demonstration and Selling, Advertising, and Miscellaneous Sales Expenses

285.3070 Schedule C-10 Civil, Political and Related Activities

285.3075 Schedule C-11 Rate Case Expense

285.3080 Schedule C-12 Payroll Costs

285.3085 Schedule C-12.1 Executive Compensation

285.3090 Schedule C-13 Summary of Affiliated Interest Transactions

285.3095 Schedule C-14 Computation of Gross Revenue Conversion Factor

285.3100 Schedule C-15 Comparative Income Statements for the Most Recent Five Fiscal or Calendar Years

285.3110 Schedule C-16.1 (L) Sales Statistics - Total Company Revenue (Electric and Gas)

285.3115 Schedule C-16.2 (L) Sales Statistics - Total Company Sales Volume (Electric and Gas)

285.3120 Schedule C-16.3 (L) Sales Statistics - Jurisdictional Revenue (Electric and Gas)  
 285.3125 Schedule C-16.4 (L) Sales Statistics - Jurisdictional Sales Volume (Electric and Gas)  
 285.3130 Schedule C-17 Long-Run Marginal Cost Study(ies) (Telecommunications)

## SUBPART I: RATE OF RETURN

Section  
 285.4000 Schedule D-1 Cost of Capital Summary  
 285.4001 Terms Used in Subpart I  
 285.4005 Schedule D-2 Cost of Short-Term Debt  
 285.4010 Schedule D-3 Embedded Cost of Long-Term Debt, including Notes  
 285.4015 Schedule D-4 Embedded Cost of Preferred Stock  
 285.4020 Schedule D-5 Comparative Financial Data  
 285.4025 Schedule D-6 Statement of Cash Flows

## SUBPART J: RATES AND TARIFFS

## Section

285.5000 Schedule E-1 Copy of Proposed Tariff Schedules  
 285.5005 Schedule E-2 Scored Copy of Proposed Tariff Schedules  
 285.5010 Schedule E-3 Narrative Rationale for Tariff Changes  
 285.5015 Schedule E-4 Jurisdictional Operating Revenue  
 285.5020 Schedule E-5 Billing Units  
 285.5025 Schedule E-6 Typical Bill Comparison

## ILLUSTRATION A Working Papers Referencing System

EXHIBIT A Revenue and Financial Summaries (Repealed)

EXHIBIT B Rate Base (Repealed)

EXHIBIT C Operating Income (Repealed)

EXHIBIT D Rate of Return (Repealed)

EXHIBIT E Rates and Tariffs (Repealed)

AUTHORITY: Implementing Section 9-201 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 9-201 and 10-101).

SOURCE: Adopted at 5 Ill. Reg. 9029, effective August 28, 1981; amended and codified at 7 Ill. Reg. 15562, effective December 20, 1983; emergency amendment at 10 Ill. Reg. 760, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 8980, effective May 25, 1986; amended at 14 Ill. Reg. 6000, effective May 1, 1990; amended at 15 Ill. Reg. , effective .



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

Section 285.210 Material to be Filed

## a) Capital expenditures

- 1) Most recent 5-year capital expenditures budget (3-year budget for telephone, water, sewer and gas rate filings) to be identified as Schedule S-1. Telecommunications carriers are not to include facility's costs in excess of the marginal costs supporting the competitive tariff filing when such facility is utilized solely to provide competitive services. Construction projects which are entirely for the benefit of nonregulated services are also not to be included. The utility shall provide the following information for each major construction project which constitutes 5 percent of the annual construction budget of the service for which the rate relief is requested:
  - A) date project started;
  - B) estimated completion date;
  - C) total estimated cost of construction by year exclusive and inclusive of Allowance for Funds Used During Construction (AFUDC) or interest during construction credit (IDC);
  - D) most recent available total costs incurred exclusive and inclusive of AFUDC or IDC.

- 2) For all other construction projects, the utility shall submit an aggregate of information requested in subsections (C) and (D) above and show the most recently available totals by year.

## b) Financial forecast

- 1) A 5-year financial forecast (including a Current or Future Test Year) to be identified as Schedule S-2, providing for each forecast year:
  - A) operating income statement (both with and without nonregulated service revenue);
  - B) balance sheet;

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

- C) statement of changes in financial position (source and application of funds statement, both with and without nonregulated service effects).

- 2) The financial forecast should be supported by the underlying assumptions made in projecting the results of operations, such as:
  - A) load forecasts (electric);
  - B) subscriber and access line growth (telecommunications carriers, excluding nonregulated services);
  - C) mix of generation (electric);
  - D) mix of gas supply (gas);
  - E) employee growth (excluding that entirely due to nonregulated operations);
  - F) known labor cost changes (excluding that entirely due to nonregulated operations);
  - G) external financing requirements (See Section 9-230 of the Act);
  - H) other (please detail).

- 3) If the utility does not release financial forecasts to any outside party, it may elect to provide, in lieu of Schedule S-2, a 5-year projection of revenue requirements necessary to support the requested rate of return (to be identified as Schedule S-2.1). This projection of revenue requirements shall be in the form of an income statement and shall be supported by an explanation of the assumptions made in projecting the revenue requirements, such as:
  - A) load forecasts (electric);
  - B) subscriber and access line growth (telecommunications carriers, excluding that due entirely to nonregulated services);
  - C) mix of generation (electric);

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

- D) mix of fuel (gas);
- E) employee growth (excluding that due entirely to nonregulated services);
- F) known labor cost changes (excluding that due entirely to nonregulated services);
- G) external financing requirements (See Section 9-230 of the Act);
- H) rate base (excluding effects due entirely to nonregulated operations) Telecommunications carriers see Schedule B-1, subsection (b);
- I) other (please detail).

4) The projection of revenue requirements shall be accompanied by the following balance sheet items for each forecast year (to be identified as Schedule S-2.2):

- A) gross plant in service (excluding that entirely dedicated to nonregulated operations);
- B) accumulated depreciation (excluding that entirely dedicated to nonregulated operations);
- C) construction work in progress (excluding that entirely dedicated to nonregulated operations);
- D) long-term debt (excluding that entirely dedicated to nonregulated operations);
- E) preferred stock;
- F) common equity;
- G) deferred income taxes (excluding that entirely due to nonregulated operations);
- H) unamortized deferred investment tax credits (excluding that entirely dedicated to nonregulated operations);

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENTS

- I) other (please detail, excluding that entirely due to nonregulated operations).
- 5) In addition, the following elements of a statement of changes in financial position (source and application of funds) shall be provided and shall exclude that which is due entirely to nonregulated operations (to be identified as Schedule S-2.3):

- A) change in cash balances;
  - B) retained earnings;
  - C) depreciation accruals;
  - D) external funding (long-term debt, preferred stock, common equity);
  - E) deferred income taxes;
  - F) unamortized deferred investment tax credit.
- 6) Three copies of the following information shall be delivered to the Staff at the time of the filing:
- A) the most recent federal regulatory agency's (Federal Energy Regulatory Commission (FERC), Federal Communications Commission (FCC)) audit report;
  - B) prospectuses of most recent stock and/or bond offerings and future offerings as they become available;
  - C) most recent federal regulatory agency report (FERC Form 1, Form 2, FCC Form M);
  - D) annual report to shareholders and statistical supplements covering the most recent five years;
  - E) most recent annual report to the Commission.

(Source: Amended at 15 Ill. Reg. , effective )

## DEPARTMENT OF EMPLOYMENT SECURITY

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Wages
- 2) Code Citation: 56 Ill. Adm. Code 2730
- 3) Section Numbers:  
2730.150 New Section  
2730.155 New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 48, pars. 344, 345, 370, 610 and 611.
- 5) A Complete Description of the Subjects and Issues Involved:  
The Department receives numerous letters and telephone calls from employers asking about whether payments made under a "cafeteria plan" or a "Section 401(k)" plan constitute wages subject to the payment of contributions under the Unemployment Insurance Act. This rulemaking is an attempt to answer such inquiries for the public.
- 6) Will the proposed amendment replace an emergency amendment currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives? Not Applicable.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: All persons who submit a request to comment regarding this proposed amendment within 20 days after this notice has been published in the ILLINOIS REGISTER will be given a reasonable opportunity to submit data, views, arguments or comments. The request shall be addressed to:

Stella Adams Cuthbert, Commissioner  
 Illinois Department of Employment Security  
 401 South State Street - 2nd Floor South  
 Chicago, IL 60605  
 312-793-4240

## DEPARTMENT OF EMPLOYMENT SECURITY

## NOTICE OF PROPOSED AMENDMENTS

- 12) Initial Regulatory Flexibility Analysis:  
 Date rules were submitted to the Small Business Office of the Department of Commerce and Community Affairs: June 18, 1991.  
 Types of small businesses affected: All businesses which offer cafeteria plans or Section 401(k) plans to its employees.  
 Reporting, bookkeeping or other procedures required for compliance: None.  
 Types of professional skills necessary for compliance: None.  
 The full text of the Proposed Amendment begins on the next page:



## DEPARTMENT OF EMPLOYMENT SECURITY

## DEPARTMENT OF EMPLOYMENT SECURITY

## NOTICE OF PROPOSED AMENDMENTS

## NOTICE OF PROPOSED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT  
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY  
SUBCHAPTER b: COVERAGE OF UNEMPLOYMENT INSURANCE ACT

PART 2730  
WAGES

## SUBPART B: OTHER REMUNERATION TREATED AS WAGES

Section  
2730.100  
2730.105  
2730.130  
  
2730.150  
2730.155

Money Value Of Board And Lodging, Etc.

Reporting Gratuities  
Exceptions To Liability Of Certain Third Party Payors  
For Contributions And Reporting Of Certain Payments On  
Account Of Sickness And Accident Disability

Payments Under A Cafeteria Plan  
Payments Under A Plan Authorized By Section 401(k) of  
the Internal Revenue Code of 1986

AUTHORITY: Implementing and authorized by Sections 234, 235, 245, 1700 and 1701 of the Unemployment Insurance Act (Ill. Rev. Stat. 1989, ch. 48, pars. 344, 345, 370, 610 and 611).

SOURCE: Illinois Department of Labor, Bureau of Employment Security, Rule 1 filed as amended June 27, 1952, effective July 7, 1952; Regulation 30 filed as amended September 12, 1977, effective September 22, 1977; rules repealed by operation of law October 1, 1984; new rules adopted at 9 Ill. Reg. 18924, effective November 25, 1985; amended at 12 Ill. Reg. 15072, effective September 8, 1988; amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART B: OTHER REMUNERATION TREATED AS WAGES

Section 2730.150      Payments Under A Cafeteria Plan

Payments which are not taxable for federal income tax purposes as part of a cafeteria plan established under Section 125 of the Internal Revenue Code of 1986 are not included in "wages", as defined in Section 234 of the Act (Ill. Rev. Stat. 1989, ch. 48, par. 344), to the extent that (1) the benefit chosen under the plan is specifically excluded under Section 235 of the Act (Ill. Rev. Stat. 1989, ch. 48, par. 345) and (2) under Section 245(C) of the Act (Ill. Rev. Stat. 1989, ch. 48, par. 370(C)) the benefit is not includable in the terms "wages" subject to the payment of taxes under the Federal Unemployment Tax Act (FUTA).

a) Example: Payments made under a plan established by an employer generally for individuals in its employ to provide for the payment of medical insurance premiums which would not be includable in gross income for federal income tax purposes under Section 125 of the Internal Revenue Code of 1986 are not includable as wages because there is a specific exclusion in Section 235 of the Act for payments on account of medical or hospitalization expenses in connection with sickness or accident disability and such payments are not subject to the payment of taxes under FUTA.

b) Example: Payments made under a plan established by an employer generally for individuals in its employ to provide for the payment of life insurance premiums which would not be includable in gross income for federal income tax purposes under Section 125 of the Internal Revenue Code of 1986 are not includable as wages because there is a specific exclusion in Section 235 of the Act for payments on account of death and such payments are not subject to the payment of taxes under FUTA.

c) Example: Payments made under a plan established by an employer generally for individuals in its employ to provide for the payment of dependent care assistance which would not be includable in gross income for federal income tax purposes under Section 125 of the Internal Revenue Code of 1986 are includable as wages because there is no specific exclusion in Section 235 of the Act for payments on account of dependent care assistance even though they are not subject to the payment of taxes under FUTA.

(Source: Added at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 2730.155

Payments Under A Plan Authorized By Section 401(k) of the Internal Revenue Code of 1986

Payments not taxable for income tax purposes under Section 401(k) of the Internal Revenue Code of 1986 are included in "wages", as defined in Section 234 of the Act. Amounts deducted from an individual's taxable income pursuant to salary reduction arrangements, as well as employer contributions, are also "wages".

## DEPARTMENT OF EMPLOYMENT SECURITY

## NOTICE OF PROPOSED AMENDMENTS

- (a) Example: An individual is entitled to \$1,000 in salary. It is agreed between the employer and the individual that \$50 of his salary is to be placed in the employer's 401(k) plan fund, and the individual is paid cash of \$950. The 401(k) plan does not provide for employer contributions. The individual's "wages" under Section 234 of the Act are \$1,000.
- (b) Example: An individual is entitled to \$1,000 in salary. It is agreed between the employer and the individual that \$50 is to be placed in the employer's 401(k) plan fund, and the individual is paid cash of \$950. In addition to the aforementioned arrangement, the employer makes a contribution of \$50 to the fund, on behalf of the individual. The individual's "wages" under Section 234 of the Act are \$1,050.

(Source: Added at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: General Rules
- 2) Code Citation: 35 Ill. Adm. Code 101
- 3) Section Number: Proposed Action:  
101.103 amend
- 4) Statutory Authority: Illinois Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111½, par. 1026.)
- 5) A Complete Description of the Subjects and Issues Involved: This proposed rule would require all documents filed with the Board by attorneys or by organized trade and environmental groups to be submitted on recycled paper. The Board finds that requiring the use of recycled paper will make a contribution towards promoting recycling and stimulating markets for recycled products. The rule is proposed to become effective on December 1, 1991, to allow those practicing before the Board to exhaust their current supplies of paper.
- 6) Will this proposed rule replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date?  
Yes ☒ No ☐  
If "yes," please specify the date: \_\_\_\_\_
- 8) Does this proposed (amendment, repealer) contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part?  
No.
- 10) Statement of Statewide Policy Objective (if applicable)?  
  
These proposed rules do not create or enlarge a state mandate as defined in Section 3(b) of the State Mandates Act (Ill.Rev.Stat. 1989, ch. 85, par. 2203(b)).
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:  
  
Send written comments concerning this rulemaking within 45 days of publication in the Illinois Register to Dorothy M. Gunn, Clerk, Illinois Pollution Control Board, 100 West

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

Randolph Street, Suite 11-500, Chicago, IL 60601. Please include the docket number of this rulemaking (R90-24) on all comments. Please send copies of all comments to:

William Denham  
Dept. of Energy and  
Natural Resources  
325 West Adams, Room 300  
Springfield, IL 62706

Susan Schroeder  
Illinois Environmental  
Protection Agency  
2200 Churchill Road  
P.O. Box 19276  
Springfield, IL 62794-9276

12) Initial Regulatory Flexibility Analysis (if applicable):

A) Date rule submitted to Business Assistance Office of the Department of Commerce and Community Affairs: June 10, 1991.

B) Types of small businesses affected: Small businesses will not be directly affected by this proposed rule, since the rule applies only to attorneys and to organized trade and environmental groups.

C) Reporting, bookkeeping or other procedures required for compliance: N/A

D) Types of professional skills necessary for compliance: N/A.

The full text of the proposed amendment begins on the next page:

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE A: GENERAL PROVISIONS  
CHAPTER I: POLLUTION CONTROL BOARD

PART 101  
GENERAL RULES

## SUBPART A: GENERAL PROVISIONS

Section  
101.100  
101.101  
101.102  
101.103  
101.104  
101.105  
101.106  
101.107  
101.108  
101.109

Applicability  
Definitions  
Filing Of Documents  
Form Of Documents  
Length of Briefs  
Waivers  
Incorporation Of Prior Proceedings  
Appearances And Withdrawals  
Substitution Of Attorneys  
Computation of Time

## SUBPART B: FILING AND PHOTOCOPYING FEES

Section  
101.120  
101.121  
101.122

Filing Fees  
Photocopying Fees  
Forms Of Payment

## SUBPART C: SERVICE

Section  
101.140  
101.141  
101.142  
101.143  
101.144

Applicability  
Service Of Initial Filings  
Service of Subsequent Filings  
Proof of Service  
Effective Date Of Service

## SUBPART D: PUBLIC INFORMATION

Section  
101.160  
101.161  
101.162

Public Information  
Non-Disclosable Information  
Publications



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

## SUBPART E: BOARD MEETINGS

Section  
101.180  
101.181

Board Meetings  
Agenda For Board Meetings

## SUBPART F: EX PARTE CONTACTS

Section  
101.200

Ex Parte Contacts

## SUBPART G: HEARINGS

Section  
101.220  
101.221

Authority Of Hearing Officer  
Hearing Decorum

## SUBPART H: MOTION PRACTICE

Section  
101.240  
101.241  
101.242  
101.243

Applicability  
Filing Of Motions And Responses  
Contents Of Motions And Responses  
Motions Attacking Jurisdiction Or Sufficiency Of The Pleadings

101.244  
101.245  
101.246  
101.247

Motions For Summary Judgment  
Motions Preliminary To Hearing  
Motions For Reconsideration  
Disposition Of Motion

## SUBPART I: DISCOVERY

Section  
101.260  
101.261

Subpoenas  
Production Of Information

## SUBPART J: SANCTIONS

Section  
101.280  
101.281

Sanctions For Refusal To Comply With Procedural Rules, Board Orders, Or Hearing Officer Orders  
Sanctions For Abuse Of Discovery Procedures

## SUBPART K: RELIEF FROM AND REVIEW OF FINAL ORDERS

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

Section  
101.300  
101.301  
101.302  
101.303  
101.304

Motions For Reconsideration  
Relief From Final Orders  
Judicial Review Of Final Board Orders  
Stay Procedures  
Interlocutory Appeals

## Appendix A Captions

Illustration A General Rulemaking  
Illustration B Site-specific Rulemaking  
Illustration C Adjusted Standard Petition  
Illustration D Permit Appeal Or Variance  
Illustration E Enforcement Case  
Illustration F Administrative Citation

## Appendix B Appearance Form

## Appendix C Withdrawal Of Appearance Form

## Appendix D Notice Of Filing

## Appendix E Certificates of Service

Illustration A Service By Non-Attorney  
Illustration B Service By Attorney

AUTHORITY: Implementing Sections 5, 7.1, 7.2, 27, 28, 29, 31, 32, 33, 35, 36, 37, 38, 40, and 41 of the Environmental Protection Act (Ill.Rev.Stat.1989, ch. 111 1/2, pars. 1005, 1007.1, 1007.2, 1027, 1028, 1029, 1031, 1032, 1033, 1035, 1036, 1037, 1038, 1040, and 1041); and Section 4 of "AN ACT in relation to natural resources, research, data collection and environmental studies," (Ill.Rev.Stat.1989, ch. 96 1/2, par. 1004); and authorized by Section 26 of the Environmental Protection Act (Ill.Rev.Stat.1989, ch. 111 1/2, par. 1026).

SOURCE: Filed with the Secretary of State January 1, 1978; codified 6 Ill.Reg. 8357; Part repealed, new Part adopted in R88-5(A) at 13 Ill.Reg. 12055, effective July 10, 1989; amended in R90-24 at 15 Ill.Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: Capitalization denotes statutory language.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

## SUBPART A: GENERAL PROVISIONS

## Section 101.103 Form of Documents

- a) Documents shall clearly show the title of the proceeding in which they are filed. Appendix A of this Part sets forth examples of proper captions. Documents shall bear a heading which clearly describes the nature of the relief sought, such as, but not limited to "Petition for Amendment to Regulation", "Complaint", "Petition for Variance", "Petition for Review", "Motion", or "Public Comment".
- b) Except as otherwise provided, the original and nine (9) copies of all documents shall be filed with the Clerk. Only the original and four (4) copies of any discovery motion, deposition, interrogatory, answer to interrogatory, or subpoena need be filed with the Clerk.
- c) After the filing of the initial document in a proceeding, all filings, including exhibits, shall include the Board docket number for the proceeding in which the item is to be filed. If the filing is a document, the docket number shall appear on the first page of the filing. For filings which are not documents, the docket number shall appear on a readily visible portion of the filing.

- d) Documents, excluding exhibits, shall be typewritten or reproduced from typewritten copy and double-spaced on ~~unleazed~~, uncoated white paper of greater than 12 pound weight and measuring 8" x 10 1/2" or 8 1/2" x 11". Reproductions may be made by any process that produces legible black-on-white copies. All documents shall be fastened on the left side or in the upper left corner. The left margin of each page shall be at least 1 1/2 inches and the right margin at least one inch. As of December 1, 1991, all documents filed with the Board by attorneys or by organized environmental and trade groups shall be submitted on recycled paper. For purposes of this Section, "recycled paper" means paper which contains at least 40% postconsumer material. The definition of "postconsumer material" is set forth in Section 3(f) of the Illinois Solid Waste Management Act (Ill.Rev.Stat. 1989, ch. 111 1/2, par. 7053(f)). Either the certificate or proof of service or the notice of filing accompanying

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

all documents filed by attorneys or by organized environmental or trade groups shall state "THIS FILING IS SUBMITTED ON RECYCLED PAPER". This statement shall be made at the bottom of the first page of the certificate or proof of service, or the notice of filing.

- e) The requirements of subsections (b), (c), and (d) may be waived by the Board upon written request. A request for a filing waiver shall be presented to the Board in the form of a motion accompanied by affidavits necessary to verify any factual assertions contained in the motion. If the Board finds that compliance with the filing requirements would impose an undue burden, the Board will grant the motion.
- f) Exhibits, where possible, shall be reduced to conform to the size requirements of subsection (d). However, one non-conforming copy may be filed with the Clerk's office.
- g) The original of each document filed shall be signed by the party or by its authorized representative or attorney. All documents shall bear the business address and telephone number of the attorney filing the document, or of the party who appears on his or her own behalf. The Clerk will refuse to accept for filing any document which does not comply with this subsection.
- h) Except as otherwise provided by Sections 1 through 4 of "AN ACT in relation to the reproduction of public records on film and the destruction of records so reproduced" (Ill.Rev.Stat. 1987, ch. 116, pars. 35-38, or by leave of the Board, documents on microfiche are not acceptable for filing.

(Source: Amended at 15 Ill.Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Introduction
- 2) Code Citation: 35 Ill. Adm. Code 601
- 3) Section Numbers:  
601.105  
Proposed Action:  
Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1017 and 1027.
- 5) A Complete Description of the Subjects and Issues Involved:  
The proposed amendments to Part 601 are part of a proceeding entitled, Groundwater Protection: Regulations For Existing and New Activities Within Setback Zones and Regulated Recharge Areas, Board docket R89-5. The purpose of these proposed amendments is to replace the existing definition of "groundwater" contained in Part 601 with the current definition contained in the Environmental Protection Act. Other related rulemakings are proposed new Parts 615, 616, and 617 and are contained in separate notices pertaining to those parts. A description is also contained in the Board's Opinion and Order of June 20, 1991, R89-5, which is available from the Clerk of the Board, at the address indicated below (see #11).
- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed rule contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives:

The proposed amendments would not require a local government to establish, expand or modify its activities in such a way as to necessitate expenditures from local revenues.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:  
The Board will accept written public comment on this proposal for a minimum of 45 days after the date of this publication. Comments should reference Docket R89-5 and be addressed to:  
  
Ms. Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center  
100 W. Randolph Suite, Suite 11-500  
Chicago, IL 60601
- 12) Initial Regulatory Flexibility Analysis:
  - A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs:  
June 20, 1991
  - B) Types of small businesses affected:  
There are no known small business which would be affected by these amendments.
  - C) Reporting, bookkeeping or other procedures required for compliance:  
There are no new reporting, bookkeeping or other procedures contained in these proposed amendments.
  - D) Types of professional skills necessary for compliance:  
The proposed amendments contain a change in a definition only. There are no professional skills necessary for compliance. Compliance with existing regulations in Subtitle F may require the services of an attorney, chemist, and professional engineer.

The full text of the Proposed Amendments begins on the next page:

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

TITLE 35: ENVIRONMENTAL PROTECTION  
 SUBTITLE F: PUBLIC WATER SUPPLIES  
 CHAPTER I: POLLUTION CONTROL BOARD

PART 601  
 INTRODUCTION

## Section

601.101 General Requirements  
 601.102 Applicability  
 601.103 Severability  
 601.104 Analytical Testing  
 601.105 Definitions

## APPENDIX A References to Former Rules

AUTHORITY: Implementing and authorized by Sections 17 and Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1017 and 1027).

SOURCE: Filed with Secretary of State January 1, 1978; amended at 2 Ill. Reg. 36, p. 72, effective August 29, 1978; amended at 3 Ill. Reg. 13, p. 236, effective March 30, 1979; amended and codified at 6 Ill. Reg. 11497, effective September 14, 1982; amended at 6 Ill. Reg. 14344, effective November 3, 1982; amended in R84-12 at 14 Ill. Reg. 1379, effective January 8, 1990; amended at \_\_\_\_ Ill. Reg. \_\_\_\_, effective \_\_\_\_.

NOTE: Capitalization denotes statutory language

## Section 601.105 Definitions

For purposes of this Chapter:

"Act" means the Environmental Protection Act, as amended, (Ill. Rev. Stat. 1989 1987, ch. 111 1/2, pars. 1001 et seq.).

"Agency" means the Illinois Environmental Protection Agency.

"Board" means the Illinois Pollution Control Board.

"Boil Order" means a notice to boil all drinking and culinary water for at least five minutes before use, issued by the proper authorities to the consumers of a public water supply affected, whenever the water being

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

supplied may have become bacteriologically contaminated.

"Certified Laboratory" means any laboratory approved by the Agency or the Illinois Department of Public Health for the specific parameters to be examined, as set out in rules adopted pursuant to the Illinois Administrative Procedure Act, (Ill. Rev. Stat. 1989 1987, ch. 127, pars. 1001 et seq.).

"Chemical Analysis" means analysis for any inorganic or organic substance, with the exception of radiological or microbiological analyses.

"Confined Geologic Formations" are geologic water bearing formations protected against the entrance of contamination by other geologic formations.

"Disinfectant" means any oxidant, including but not limited to chlorine, chlorine dioxide, chloramines, and ozone, added to water in any part of the treatment or distribution process, which is intended to kill or inactivate pathogenic microorganisms.

"Dose Equivalent" means the product of the absorbed dose from ionizing radiation and such factors as account for differences in biological effectiveness due to the type of radiation and its distribution in the body as specified by the International Commission on Radiological Units and Measurements (ICRU).

"Gross Alpha Particle Activity" means the total radioactivity due to alpha particle emission as inferred from measurements on a dry sample.

"Gross Beta Particle Activity" means the total radioactivity due to beta particle emission as inferred from measurements on a dry sample.

~~"Ground Water means all natural or artificially introduced waters found below the ground surface, including water from dug, drilled, bored or driven wells, infiltration lines, and springs. "GROUNDWATER" MEANS UNDERGROUND WATER WHICH OCCURS WITHIN THE SATURATED ZONE AND GEOLOGIC MATERIALS WHERE THE FLUID PRESSURE IN THE PORE SPACE IS EQUAL TO OR GREATER THAN ATMOSPHERIC PRESSURE. (Section 3.64 of the Act)~~



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

"Halogen" means one of the chemical elements chlorine, bromine or iodine.

"Man-Made Beta Particle and Photon Emitters" means all radionuclides emitting beta particles and/or photons listed in Maximum Permissible Body Burdens and Maximum Permissible Concentration of Radionuclides in Air or Water for Occupational Exposure, National Bureau of Standards (NBS) Handbook 69, except the daughter products of thorium-232, uranium-235 and uranium-238.

"Maximum Residence Time Concentration (MRTC)" means the concentration of total trihalomethanes found in a water sample taken at a point of maximum residence time in the public water supply system.

"Maximum Total Trihalomethane Potential (MTP)" means the maximum concentration of total trihalomethanes produced in a given water containing a disinfectant residual after 7 days at a temperature of 25°C or above.

"Official Custodian" means any officer of an organization which is the owner or operator of a public water supply, and who has direct administrative responsibility for the supply.

"Persistent Contamination" exists when analysis for total coliform is positive in one or more samples of a routine sample set, and when three or more subsequent check samples indicate the presence of contamination.

"Picocurie (pCi)" means that quantity of radioactive material producing 2.22 nuclear transformations per minute.

"Point of Maximum Residence Time" means that part of the active portion of the distribution system remote from the treatment plant where the water has been in the distribution system for the longest period of time.

"Recurring Contamination" exists when analysis of total coliform is positive in one or more samples of a routine sample set, if this occurs four or more times in a calendar year.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

"Rem" means the unit of dose equivalent from ionizing radiation to the total body or any internal organ or organ system. A "millirem (mrem)" is 1/1000 of a rem.

"Re-sell Water" means to deliver or provide potable water, obtained from a public water supply subject to these regulations, to the consumer, who is then individually or specifically billed for water service, or where any monetary assessment is levied or required and specifically used for water service. Water supply facilities owned or operated by political subdivisions, homeowners associations, and not-for-profit associations, as well as privately owned utilities regulated by the Illinois Commerce Commission, are considered to sell water whether or not a charge is specifically made for water.

"Service Connection" is the opening, including all fittings and appurtenances, at the water main through which water is supplied to the user.

"Supply" means a public water supply.

"Surface Water" means all tributary streams and drainage basins, including natural lakes and artificial reservoirs, which may affect a specific water supply above the point of water supply intake.

"Surface Water Supply Source" means any surface water used as a water source for a public water supply.

"Total Trihalomethanes (TTHM)" means the sum of the concentration in milligrams per liter of the trihalomethane compounds trichloromethane (chloroform), dibromochloromethane, bromodichloromethane and tribromomethane (bromoform), rounded to two significant figures.

"Trihalomethane (THM)" means one of the family of organic compounds named as derivatives of methane, wherein three of the four hydrogen atoms in methane are each substituted by a halogen atom in the molecular structure.

"Water Main" means any pipe for the purpose of distributing potable water which serves or is



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENT

accessible to more than one property, dwelling, or rental unit, and is exterior to buildings.

(Source: Amended in R89-5 at \_\_\_\_ Ill. Reg. \_\_\_\_, effective \_\_\_\_)

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

1) Heading of the Part: New Activities In A Setback Zone or Regulated Recharge Area

2) Code Citation: 35 Ill. Adm. Code 616

3) Section Numbers: Proposed Action:

616.101	New Section
616.102	New Section
616.104	New Section
616.105	New Section
616.201	New Section
616.202	New Section
616.203	New Section
616.204	New Section
616.205	New Section
616.206	New Section
616.207	New Section
616.208	New Section
616.209	New Section
616.210	New Section
616.211	New Section
616.301	New Section
616.302	New Section
616.303	New Section
616.304	New Section
616.305	New Section
616.306	New Section
616.307	New Section
616.401	New Section
616.402	New Section
616.421	New Section
616.422	New Section
616.423	New Section
616.424	New Section
616.425	New Section
616.441	New Section
616.442	New Section
616.443	New Section
616.444	New Section
616.445	New Section
616.446	New Section
616.447	New Section
616.461	New Section
616.462	New Section
616.463	New Section
616.464	New Section

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

616.501 New Section  
 616.502 New Section  
 616.601 New Section  
 616.602 New Section  
 616.603 New Section  
 616.604 New Section  
 616.605 New Section  
 616.621 New Section  
 616.622 New Section  
 616.623 New Section  
 616.624 New Section  
 616.625 New Section  
 616.701 New Section  
 616.702 New Section  
 616.703 New Section  
 616.704 New Section  
 616.705 New Section  
 616.721 New Section  
 616.722 New Section  
 616.723 New Section  
 616.724 New Section  
 616.725 New Section

4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1005, 1014.4, 1021, 1022 and 1027.

5) A Complete Description of the Subjects and Issues Involved:

Pursuant to legislative mandate contained in the Groundwater Protection Act and the Environmental Protection Act, the Board is proposing these rules for new activities within setback zones and regulated recharge areas as defined in the proposed rules. The issues which the Board must consider include those issues contained in Section 14.4(d) of the Environmental Protection Act. (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1014.4(d))

Other related rulemakings are proposed new Parts 615 and 617 and proposed amendments to Part 601 and are contained in separate notices pertaining to those parts.

A complete description of the subjects and issues involved is contained in the Board's Opinion and Order of June 20, 1991, Board Docket, R89-5, which is available from the Clerk of the Board, at the address indicated below (see #11).

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?: No
- 8) Does this proposed rule contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives:

The rulemaking is mandated by Section 14.4 of the Environmental Protection Act. Statements of statewide policy objectives are set forth in Section 14.4 of the Environmental Protection Act and Section 7452 of the Groundwater Protection Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in any of the activities described in the proposed rules including landfilling, land treating, surface impounding, and piling of wastes; or the use of underground storage tanks or pesticide, fertilizer, road oil or de-icing agent storage and handling units, as specified in the proposed rules.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a minimum of 45 days after the date of this publication. Comments should reference Docket R89-5 and be addressed to:

Ms. Dorothy M. Gunn, Clerk  
 Illinois Pollution Control Board  
 State of Illinois Center  
 100 W. Randolph Suite, Suite 11-500  
 Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs:

June 20, 1991

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

B) Types of small businesses affected:

Small businesses may be affected to the extent that they may be involved in any of the activities described in the proposed rules including landfiling, land treating, surface impounding, and piling of wastes; or the use of underground storage tanks, or the use of pesticide, fertilizer, road oil, or de-icing agent storage and handling units.

C) Reporting, bookkeeping or other procedures required for compliance:

The proposed rules require reporting, bookkeeping and other procedures, including sampling, analysis, and other monitoring requirements and preparation of certification documents.

D) Types of professional skills necessary for compliance:

Compliance with the proposed rules may require the services of an attorney and chemist, and does require the services of a registered professional engineer and registered land surveyor.

The full text of the Proposed Rules begins on the next page:

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE F: PUBLIC WATER SUPPLIES  
CHAPTER I: POLLUTION CONTROL BOARD

## PART 616

## NEW ACTIVITIES IN A SETBACK ZONE OR REGULATED RECHARGE AREA

## SUBPART A: GENERAL

Section	Purpose
616.101	Definitions
616.102	Exceptions to Prohibitions
616.104	General Exceptions
616.105	

## SUBPART B: GROUNDWATER MONITORING REQUIREMENTS

Section	Applicability
616.201	Compliance Period
616.202	Compliance With Groundwater Standards
616.203	Groundwater Monitoring System
616.204	Groundwater Monitoring Program
616.205	Reporting
616.206	Determining Background Values and Maximum Allowable Results ("MARS")
616.207	Continued Sampling

616.208	Preventive Notification and Preventive Response
616.209	Corrective Action Program
616.210	Alternative Corrective Action Demonstration
616.211	

## SUBPART C: GENERAL CLOSURE AND POST-CLOSURE REQUIREMENTS

Section	Applicability
616.301	Closure Performance Standard
616.302	Certificate of Closure
616.303	Survey Plat
616.304	Post-Closure Notice for Waste Disposal Units
616.305	Certification of Completion of Post-Closure Care
616.306	Post-Closure Care Period
616.307	

## SUBPART D: LANDFILLS

Section	Applicability
616.401	Prohibitions
616.402	



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

## SUBPART E: LAND TREATMENT UNITS

Section  
616.421  
616.422  
616.423  
616.424  
616.425

Applicability  
Prohibitions  
Groundwater Monitoring  
Design and Operating Requirements  
Closure and Post-Closure Care

## SUBPART F: SURFACE IMPOUNDMENTS

Section  
616.441  
616.442  
616.443  
616.444  
616.445  
616.446  
616.447

Applicability  
Prohibitions  
Groundwater Monitoring  
Design and Operating Requirements  
Inspection Requirements  
Operating Requirements  
Closure and Post-Closure Care

## SUBPART G: WASTE PILES

Section  
616.461  
616.462  
616.463  
616.464

Applicability  
Prohibitions  
Design and Operating Requirements  
Closure

## SUBPART H: UNDERGROUND STORAGE TANKS

Section  
616.501  
616.502

Applicability  
Design and Operating Requirements

## SUBPART I: PESTICIDE STORAGE AND HANDLING UNITS

Section  
616.601  
616.602  
616.603  
616.604  
616.605

Applicability  
Prohibitions  
Groundwater Monitoring  
Design and Operating Requirements  
Closure and Post-Closure Care

## SUBPART J: FERTILIZER STORAGE AND HANDLING UNITS

Section  
616.621

Applicability

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

616.622  
616.623  
616.624  
616.625

Prohibitions  
Groundwater Monitoring  
Design and Operating Requirements  
Closure and Post-Closure Care

## SUBPART K: ROAD OIL STORAGE AND HANDLING UNITS

Section  
616.701  
616.702  
616.703  
616.704  
616.705

Applicability  
Prohibitions  
Groundwater Monitoring  
Design and Operating Requirements for Above-Ground Storage Tanks  
Closure

## SUBPART L: DE-ICING AGENT STORAGE AND HANDLING UNITS

Section  
616.721  
616.722  
616.723  
616.724  
616.725

Applicability  
Prohibitions  
Groundwater Monitoring  
Design and Operating Requirements for Indoor Storage Facilities  
Closure

AUTHORITY: Implementing and authorized by Sections 5, 14.4, 21, 22, and 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1005, 1014.4, 1021, 1022, and 1027).

SOURCE: Adopted at R89-5 \_\_\_\_ Ill. Reg. \_\_\_\_, effective \_\_\_\_.

NOTE: Capitalization denotes statutory language.

## SUBPART A: GENERAL

Section 616.101 Purpose

This Part prescribes requirements and standards for the protection of groundwater for certain types of new facilities or units located wholly or partially within a setback zone regulated by the Act or within a regulated recharge area as delineated pursuant to Section 17.4 of the Illinois Environmental Protection Act (Act), Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1001 et seq.

Section 616.102 Definitions

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

Except as stated in this Section, and unless a different meaning of a word or term is clear from the context, the definition of words or terms in this Part shall be the same as those used in 35 Ill. Adm. Code 615.102, the Act, or the Illinois Groundwater Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 7451 et seq.).

"NEW POTENTIAL PRIMARY SOURCE" MEANS:

A POTENTIAL PRIMARY SOURCE WHICH IS NOT IN EXISTENCE OR FOR WHICH CONSTRUCTION HAS NOT COMMENCED AT ITS LOCATION AS OF JANUARY 1, 1988; OR

A POTENTIAL PRIMARY SOURCE WHICH EXPANDS LATERALLY BEYOND THE CURRENTLY PERMITTED BOUNDARY OR, IF THE PRIMARY SOURCE IS NOT PERMITTED, THE BOUNDARY IN EXISTENCE AS OF JANUARY 1, 1988; OR

A POTENTIAL PRIMARY SOURCE WHICH IS PART OF A FACILITY THAT UNDERGOES MAJOR RECONSTRUCTION. SUCH RECONSTRUCTION SHALL BE DEEMED TO HAVE TAKEN PLACE WHERE THE FIXED CAPITAL COST OF THE NEW COMPONENTS CONSTRUCTED WITHIN A 2-YEAR PERIOD EXCEED 50% OF THE FIXED CAPITAL COST OF A COMPARABLE ENTIRELY NEW FACILITY.

(Section 3.59 of the Act)

"NEW POTENTIAL ROUTE" MEANS:

A POTENTIAL ROUTE WHICH IS NOT IN EXISTENCE OR FOR WHICH CONSTRUCTION HAS NOT COMMENCED AT ITS LOCATION AS OF JANUARY 1, 1988, OR

A POTENTIAL ROUTE WHICH EXPANDS LATERALLY BEYOND THE CURRENTLY PERMITTED BOUNDARY OR, IF THE POTENTIAL ROUTE IS NOT PERMITTED, THE BOUNDARY IN EXISTENCE AS OF JANUARY 1, 1988.

(Section 3.58 of the Act)

"NEW POTENTIAL SECONDARY SOURCE" MEANS:

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

A POTENTIAL SECONDARY SOURCE WHICH IS NOT IN EXISTENCE OR FOR WHICH CONSTRUCTION HAS NOT COMMENCED AT ITS LOCATION AS OF JULY 1, 1988; OR

A POTENTIAL SECONDARY SOURCE WHICH EXPANDS LATERALLY BEYOND THE CURRENTLY PERMITTED BOUNDARY OR, IF THE SECONDARY SOURCE IS NOT PERMITTED, THE BOUNDARY IN EXISTENCE AS OF JULY 1, 1988, OTHER THAN AN EXPANSION FOR HANDLING OF LIVESTOCK WASTE OR FOR TREATING DOMESTIC WASTEWATERS; OR

A POTENTIAL SECONDARY SOURCE WHICH IS PART OF A FACILITY THAT UNDERGOES MAJOR RECONSTRUCTION. SUCH RECONSTRUCTION SHALL BE DEEMED TO HAVE TAKEN PLACE WHERE THE FIXED CAPITAL COST OF THE NEW COMPONENTS CONSTRUCTED WITHIN A 2-YEAR PERIOD EXCEED 50% OF THE FIXED CAPITAL COST OF A COMPARABLE ENTIRELY NEW FACILITY.

(Section 3.60 of the Act)

"POTENTIAL PRIMARY SOURCE" MEANS ANY UNIT AT A FACILITY OR SITE NOT CURRENTLY SUBJECT TO A REMOVAL OR REMEDIAL ACTION WHICH:

IS UTILIZED FOR THE TREATMENT, STORAGE, OR DISPOSAL OF ANY HAZARDOUS OR SPECIAL WASTE NOT GENERATED AT THE SITE; OR

IS UTILIZED FOR THE DISPOSAL OF MUNICIPAL WASTE NOT GENERATED AT THE SITE, OTHER THAN LANDSCAPE WASTE AND CONSTRUCTION AND DEMOLITION DEBRIS; OR

IS UTILIZED FOR THE LANDFILLING, LAND TREATING, SURFACE IMPOUNDING OR PILING OF ANY HAZARDOUS OR SPECIAL WASTE THAT IS GENERATED ON THE SITE OR AT OTHER SITES OWNED, CONTROLLED OR OPERATED BY THE SAME PERSON; OR

STORES OR ACCUMULATES AT ANY TIME MORE THAN 75,000 POUNDS ABOVE GROUND, OR MORE THAN 7,500 POUNDS BELOW GROUND, OF ANY HAZARDOUS SUBSTANCES.

(Section 3.59 of the Act)

"POTENTIAL ROUTE" MEANS ABANDONED AND IMPROPERLY PLUGGED WELLS OF ALL KINDS, DRAINAGE WELLS, ALL

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

INJECTION WELLS, INCLUDING CLOSED LOOP HEAT PUMP WELLS, AND ANY EXCAVATION FOR THE DISCOVERY, DEVELOPMENT OR PRODUCTION OF STONE, SAND OR GRAVEL. (Section 3.58 of the Act)

"POTENTIAL SECONDARY SOURCE" MEANS ANY UNIT AT A FACILITY OR A SITE NOT CURRENTLY SUBJECT TO A REMOVAL OR REMEDIAL ACTION, OTHER THAN A POTENTIAL PRIMARY SOURCE, WHICH:

IS UTILIZED FOR THE LANDFILLING, LAND TREATING, OR SURFACE IMPOUNDING OF WASTE THAT IS GENERATED ON THE SITE OR AT OTHER SITES OWNED, CONTROLLED OR OPERATED BY THE SAME PERSON, OTHER THAN LIVESTOCK AND LANDSCAPE WASTE, AND CONSTRUCTION AND DEMOLITION DEBRIS; OR

STORES OR ACCUMULATES AT ANY TIME MORE THAN 25,000 BUT NOT MORE THAN 75,000 POUNDS ABOVE GROUND, OR MORE THAN 2,500 BUT NOT MORE THAN 7,500 POUNDS BELOW GROUND, OF ANY HAZARDOUS SUBSTANCES; OR

STORES OR ACCUMULATES AT ANY TIME MORE THAN 25,000 GALLONS ABOVE GROUND, OR MORE THAN 500 GALLONS BELOW GROUND, OF PETROLEUM, INCLUDING CRUDE OIL OR ANY FRACTION THEREOF WHICH IS NOT OTHERWISE SPECIFICALLY LISTED OR DESIGNATED AS A HAZARDOUS SUBSTANCE; OR

STORES OR ACCUMULATES PESTICIDES, FERTILIZERS, OR ROAD OILS FOR PURPOSES OF COMMERCIAL APPLICATION OR FOR DISTRIBUTION TO RETAIL SALES OUTLETS; OR

STORES OR ACCUMULATES AT ANY TIME MORE THAN 50,000 POUNDS OF ANY DE-ICING AGENT; OR

IS UTILIZED FOR HANDLING LIVESTOCK WASTE OR FOR TREATING DOMESTIC WASTEWATERS OTHER THAN PRIVATE SEWAGE DISPOSAL SYSTEMS AS DEFINED IN THE PRIVATE SEWAGE DISPOSAL LICENSING ACT, Ill. Rev. Stat. 1989, ch. 111 1/2, par. 116.301 et seq.

(Section 3.60 of the Act)

Section 616.104 Exceptions to Prohibitions

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

a) THE OWNER OF A NEW POTENTIAL PRIMARY SOURCE OR A POTENTIAL SECONDARY SOURCE MAY SECURE A WAIVER FROM THE prohibitions specified in Sections 616.402(a), 616.422(a), 616.442, 616.462(a), 616.602, 616.622, 616.702 or 616.722(a) against construction, use or operation within the setback zone FOR A POTABLE WATER SUPPLY WELL OTHER THAN A COMMUNITY WATER SUPPLY. A WRITTEN REQUEST FOR A WAIVER SHALL BE MADE TO THE OWNER OF THE WATER WELL AND THE AGENCY. SUCH REQUEST SHALL IDENTIFY THE NEW OR PROPOSED POTENTIAL SOURCE, SHALL GENERALLY DESCRIBE THE POSSIBLE EFFECT OF SUCH POTENTIAL SOURCE UPON THE WATER WELL AND ANY APPLICABLE TECHNOLOGY-BASED CONTROL WHICH WILL BE UTILIZED TO MINIMIZE THE POTENTIAL FOR CONTAMINATION, AND SHALL STATE WHETHER, AND UNDER WHAT CONDITIONS, THE REQUESTOR WILL PROVIDE AN ALTERNATIVE POTABLE WATER SUPPLY. WAIVER MAY BE GRANTED BY THE OWNER OF THE WATER WELL NO LESS THAN 90 DAYS AFTER RECEIPT UNLESS PRIOR TO SUCH TIME THE AGENCY NOTIFIES THE WELL OWNER THAT IT DOES NOT CONCUR WITH THE REQUEST. (Section 14.2(b) of the Act)

b) THE AGENCY SHALL NOT CONCUR WITH ANY SUCH REQUEST WHICH FAILS TO ACCURATELY DESCRIBE REASONABLY FORESEEABLE EFFECTS OF THE POTENTIAL SOURCE OR POTENTIAL ROUTE UPON THE WATER WELL OR ANY APPLICABLE TECHNOLOGY-BASED CONTROLS. SUCH NOTIFICATION BY THE AGENCY SHALL BE IN WRITING, AND SHALL INCLUDE A STATEMENT OF REASONS FOR THE NONCONCURRENCE. WAIVER OF THE MINIMUM SETBACK ZONE SHALL EXTINGUISH THE WATER WELL OWNER'S RIGHTS UNDER SECTION 6b OF THE ILLINOIS WATER WELL CONSTRUCTION CODE BUT SHALL NOT PRECLUDE POLLUTION. IF THE OWNER OF THE WATER WELL HAS NOT GRANTED A WAIVER WITHIN 120 DAYS AFTER RECEIPT OF THE REQUEST OR THE AGENCY HAS NOTIFIED THE OWNER THAT IT DOES NOT CONCUR WITH THE REQUEST, THE OWNER OF A POTENTIAL SOURCE OR POTENTIAL ROUTE MAY FILE A PETITION FOR AN EXCEPTION WITH THE BOARD AND THE AGENCY PURSUANT TO subsection (b) OF THIS SECTION. (Section 14.2(b) of the Act)

c) NO WAIVER UNDER THIS SECTION IS REQUIRED WHERE THE POTABLE WATER SUPPLY WELL IS PART OF A PRIVATE WATER SYSTEM AS DEFINED IN THE ILLINOIS GROUNDWATER PROTECTION ACT, AND THE OWNER OF SUCH WELL WILL ALSO BE THE OWNER OF A NEW POTENTIAL SECONDARY SOURCE OR A POTENTIAL ROUTE. IN SUCH INSTANCES, A PROHIBITION OF 75 FEET SHALL APPLY AND THE OWNER SHALL NOTIFY THE AGENCY OF THE INTENDED ACTION SO THAT THE AGENCY MAY PROVIDE INFORMATION REGARDING THE POTENTIAL HAZARDS ASSOCIATED WITH LOCATION OF A POTENTIAL SECONDARY SOURCE OR



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

POTENTIAL ROUTE IN CLOSE PROXIMITY TO A POTABLE WATER SUPPLY WELL. (Section 14.2(b) of the Act)

- d) THE BOARD MAY GRANT AN EXCEPTION FROM THE SETBACK REQUIREMENTS OF THIS SECTION AND SECTION 14.3 TO THE OWNER OF A NEW POTENTIAL PRIMARY SOURCE OTHER THAN LANDFILLING OR LAND TREATING, OR A NEW POTENTIAL SECONDARY SOURCE. THE OWNER SEEKING AN EXCEPTION WITH RESPECT TO A COMMUNITY WATER SUPPLY WELL SHALL FILE A PETITION WITH THE BOARD AND THE AGENCY. THE OWNER SEEKING AN EXCEPTION WITH RESPECT TO A POTABLE WATER SUPPLY WELL SHALL FILE A PETITION WITH THE BOARD AND THE AGENCY, AND SET FORTH THEREIN THE CIRCUMSTANCES UNDER WHICH A WAIVER HAS BEEN SOUGHT BUT NOT OBTAINED PURSUANT TO subsection (a) OF THIS SECTION. A PETITION SHALL BE ACCOMPANIED BY PROOF THAT THE OWNER OF EACH POTABLE WATER SUPPLY WELL FOR WHICH SETBACK REQUIREMENTS WOULD BE AFFECTED BY THE REQUESTED EXCEPTION HAS BEEN NOTIFIED AND BEEN PROVIDED WITH A COPY OF THE PETITION. A PETITION SHALL SET FORTH SUCH FACTS AS MAY BE REQUIRED TO SUPPORT AN EXCEPTION, INCLUDING A GENERAL DESCRIPTION OF THE POTENTIAL IMPACTS OF SUCH POTENTIAL SOURCE OR POTENTIAL ROUTE UPON GROUNDWATERS AND THE AFFECTED WATER WELL, AND AN EXPLANATION OF THE APPLICABLE TECHNOLOGY-BASED CONTROLS WHICH WILL BE UTILIZED TO MINIMIZE THE POTENTIAL FOR CONTAMINATION OF THE POTABLE WATER SUPPLY WELL. (Section 14.2(c) of the Act)

- e) THE BOARD SHALL GRANT AN EXCEPTION, WHENEVER IT IS FOUND UPON PRESENTATION OF ADEQUATE PROOF, THAT COMPLIANCE WITH THE SETBACK REQUIREMENTS OF THIS SECTION WOULD POSE AN ARBITRARY AND UNREASONABLE HARDSHIP UPON THE PETITIONER, THAT THE PETITIONER WILL UTILIZE THE BEST AVAILABLE TECHNOLOGY CONTROLS ECONOMICALLY ACHIEVABLE TO MINIMIZE THE LIKELIHOOD OF CONTAMINATION OF THE POTABLE WATER SUPPLY WELL, THAT THE MAXIMUM FEASIBLE ALTERNATIVE SETBACK WILL BE UTILIZED, AND THAT THE LOCATION OF SUCH POTENTIAL SOURCE OR POTENTIAL ROUTE WILL NOT CONSTITUTE A SIGNIFICANT HAZARD TO THE POTABLE WATER SUPPLY WELL. (Section 14.2(c) of the Act)

- f) A DECISION MADE BY THE BOARD PURSUANT TO THIS SUBSECTION SHALL CONSTITUTE A FINAL DETERMINATION. (Section 14.2(c) of the Act)

- g) THE GRANTING OF AN EXCEPTION BY THE BOARD SHALL NOT EXTINGUISH THE WATER WELL OWNER'S RIGHTS UNDER SECTION 6b OF THE ILLINOIS WATER WELL CONSTRUCTION CODE IN INSTANCES WHERE THE OWNER HAS ELECTED NOT TO PROVIDE A WAIVER PURSUANT TO

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

subsection (a) OF THIS SECTION. (Section 14.2(a) of the Act)

## Section 616.105 General Exceptions

This Part does not apply to any facility or unit, or to the owner or operator of any facility or unit for which:

- a) The owner or operator obtains certification of minimal hazard pursuant to Section 14.5 of the Act; or
- b) Alternate requirements are imposed in an adjusted standard proceeding or in a site-specific rulemaking, pursuant to Title VII of the Act; or
- c) Alternate requirements are imposed in a regulated recharge area proceeding pursuant to Section 17.4 of the Act.
- d) Nothing in this Section shall limit the authority of the Board to impose requirements on any facility or unit within any portion of any setback zone or regulated recharge area in any adjusted standard proceeding, site-specific rulemaking or a regulatory proceeding establishing the regulated recharge area.

## SUBPART B: GROUNDWATER MONITORING REQUIREMENTS

## Section 616.201 Applicability.

This Subpart applies to:

- a) Land treatment units subject to Subpart E;
- b) Surface impoundments subject to Subpart F;
- c) Pesticide storage and handling units subject to Subpart I;
- d) Fertilizer storage and handling units subject to Subpart J;
- e) Road oil storage and handling units subject to Subpart K; and
- f) De-icing agent storage and handling units subject to Subpart L.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

## Section 616.202 Compliance Period

The compliance period is the active life of the unit, including closure and post-closure care periods.

- a) The active life begins when the unit first begins operation or one year after the date of first applicability, whichever occurs later, and ends when the post-closure care period ends.
- b) The post-closure care period for units other than pesticide storage and handling units subject to Subpart I and fertilizer storage and handling units subject to Subpart J is five years after closure, except as provided at Section 616.211(e).
- c) The post-closure care period for pesticide storage and handling units subject to Subpart I and for fertilizer storage and handling units subject to Subpart J is three years after closure, except as provided at Section 616.211(e).
- d) Subsections (b), (c), and (d) notwithstanding, there shall be no post-closure care period if all waste, waste residues, contaminated containment system components and contaminated subsoils are removed or decontaminated at closure, and there is no ongoing corrective action pursuant to Section 616.211.

## Section 616.203 Compliance With Groundwater Standards

The owner or operator shall comply with the groundwater standards.

- a) The term of compliance is the compliance period.
- b) Compliance shall be measured at the compliance point, or compliance points if more than one such point exists.

## Section 616.204 Groundwater Monitoring System

- a) The groundwater monitoring system must consist of a sufficient number of wells, installed at appropriate locations and depths to yield groundwater samples that:

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 1) Represent the quality of background water that has not been affected by contamination from the facility or unit; and
- 2) Represent the quality of groundwater at the compliance point or points.
- b) If a facility contains more than one unit, separate groundwater monitoring systems are not required for each unit, provided that provisions for sampling the groundwater will enable detection and measurement of contaminants that have entered the groundwater from all units.

## c) Monitoring wells must meet the following requirements:

- 1) Construction must be done in a manner that will enable the collection of groundwater samples;
- 2) Casings and screens must be made from durable material that is resistant to expected chemical or physical degradation and that does not interfere with the quality of groundwater samples being collected; and
- 3) The annular space opposite the screened section of the well (i.e., the space between the bore hole and well screen) must be filled with gravel or sand if necessary to collect groundwater samples. The annular space above and below the well screen must be sealed to prevent migration of water from overlying formations and the surface to the sampled depth.

## Section 616.205 Groundwater Monitoring Program

The owner or operator shall develop a groundwater monitoring program that consists of:

- a) Consistent sampling and analysis procedures that are designed to ensure monitoring results that provide a reliable indication of groundwater quality below the unit. At a minimum the program must include procedures and techniques for:
  - 1) Sample collection;



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 2) Sample preservation and shipment;
  - 3) Analytical procedures; and
  - 4) Chain of custody control.
- b) Sampling and analytical methods that are appropriate for groundwater monitoring and that allow for detection and quantification of contaminants specified in this Subpart, and that are consistent with the sampling and analytical methods specified in 35 Ill. Adm. Code 620.
- c) A determination of the groundwater head elevation each time groundwater is sampled.
- d) A determination at least annually of the groundwater flow rate and direction.
- e) If the owner or operator determines that the groundwater monitoring program no longer satisfies the requirements of this Section, the owner or operator shall, within 90 days, make appropriate changes to the program. Conditions under which a groundwater monitoring program no longer satisfies the requirements of this Section include, but are not limited to:
- 1) A Maximum Allowable Result (MAR) is exceeded in any monitoring well that is being used as a background monitoring well or that the owner or operator has previously determined to be hydraulically upgradient from the facility; or
  - 2) A redetermination of groundwater flow rate and direction conducted pursuant to subsection (d) shows that the existing monitoring system is not capable of assessing groundwater quality at the compliance points or points.

## Section 616.206 Reporting

The owner or operator shall submit results of all monitoring required pursuant to this Subpart to the Agency within 60 days after completion of sampling.

## Section 616.207 Determining Background Values and Maximum Allowable Results ("MARs")

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- a) The owner or operator shall, beginning no later than the beginning of operation of the unit and continuing for a period of at least one year, sample each monitoring well at least every two months and analyze each such sample according to the following program:
- 1) For a unit subject to Subpart E (land treatment units), Subpart F (surface impoundments), Subpart K (road oil storage and handling units) or Subpart L (de-icing agent storage and handling units) analysis shall be for pH, specific conductance, total organic carbon, total organic halogen, and any other parameter that meets the following criteria:
    - A) Material containing such parameter is stored, treated or disposed at the unit; and
    - B) There is a groundwater standard for such parameter.
  - 2) For a unit subject to Subpart I for the storage and handling of pesticides analysis shall be for each pesticide stored or handled at the unit.
  - 3) For a unit subject to Subpart J for the storage and handling of fertilizer analysis shall be for pH, specific conductance, total organic carbon, nitrates as nitrogen, ammonia nitrogen and for any other parameter that meets the following criteria:
    - A) Material containing such parameter is stored or handled at the unit; and
    - B) There is a groundwater standard for such parameter.
- b) The results obtained under subsection (a) shall be used to calculate the background mean, background standard deviation and the Maximum Allowable Result (hereinafter referred to as "MAR") for each parameter using the following procedures:
- 1) Results from all samples collected during the year must be used in the calculations unless the owner or operator demonstrates to the Agency that one or



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

more of the results was due to error in sampling, analysis or evaluation.

- 2) All calculations must be based on a minimum of at least six sample measurements per parameter per well.
- 3) If any measured value is equal to or greater than its PQL, or if any measured value is greater than its corresponding groundwater standard, the actual measured value must be used calculating the mean and standard deviation.
- 4) If any measured value is less than its PQL and less than its corresponding groundwater standard, the PQL rather than the measure value is to be used in calculating the mean and standard deviation.
- 5) Except for pH, the MAR is the quantity equal to the measured mean value of the contaminant plus the product of the contaminant's standard deviation times the following constant:

<u>Sample Size</u>	<u>Constant</u>
6	2.10
7	2.03
8	1.97
9	1.93
10	1.90
11	1.88
12	1.85
13	1.84
14	1.82

- 6) For pH, the upper limit for the MAR is the quantity equal to the measured background mean pH plus the product of the calculated background standard deviation of the samples times the constant tabulated in subsection (a)(5).
- 7) For pH, the lower limit of the MAR is the quantity equal to the measured background mean pH minus the product of the calculated background standard deviation of the samples times the constant tabulated in subsection (a)(5).

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

## Section 616.208 Continued Sampling

Upon completion of the background sampling required pursuant to Section 616.207, the owner or operator shall sample each monitoring well for the duration of the compliance period and analyze each sample, except as provided in Section 616.209, according to the following program:

- a) For a unit subject to Subpart E (land treatment units) or Subpart F (surface impoundments) sampling shall be at least quarterly and analysis shall be for pH, specific conductance, total organic carbon, total organic halogen, and any other parameter that meets the following criteria:

- 1) Material containing such parameter is stored, treated or disposed at the unit; and
- 2) The Board has adopted a groundwater standard for such parameter.
- b) For a unit subject to Subpart I for the storage and handling of pesticides sampling shall be at least quarterly, except as provided in subsection (d), and analysis shall be for five specific pesticides or five groups of chemically-similar pesticides stored or handled at the unit that are the most likely to enter into the groundwater from the unit and that are the most toxic. The owner or operator shall choose the five specific pesticides or five groups based upon the following criteria:

- 1) The volume of the pesticides stored or handled at the unit;
- 2) The leachability characteristics of the pesticides stored or handled at the unit;
- 3) The toxicity characteristics of the pesticides stored or handled at the unit;
- 4) The history of spillage of the pesticides stored or handled at the unit; and
- 5) Any groundwater standards for the pesticides stored or handled at the unit.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- c) For a unit subject to Subpart J for the storage and handling of fertilizer sampling shall be at least quarterly, except as provided in subsection d), and analysis shall be for pH, total organic carbon, nitrates as nitrogen, ammonia nitrogen, and specific conductance.
- d) Subsections (b) and (c) notwithstanding, for a unit subject to Subpart I for the storage and handling of pesticides or for a unit subject to Subpart J for the storage and handling of fertilizers, sampling shall be at least semi-annually provided that each of the following conditions is met:
- 1) The unit is in compliance with the containment requirements of 8 Ill. Adm. Code 255;
  - 2) There have been no detections within the preceding two years in any of the monitoring wells of any contaminant stored or handled at the facility or of any contaminant attributable to operation of the unit; and
- e) For a unit subject to Subpart K for the storage and handling of road oils or subject to Subpart L for the storage and handling of de-icing agents sampling shall be annually and analysis shall be for pH, specific conductance, total organic carbon and total organic halogen.

## Section 616.209

## Preventive Notification and Preventive Response

- a) Preventive notification is required for each well in which:
- 1) A MAR is found to be exceeded (except for pH), or
  - 2) There is a detection of any contaminant:
- A) Required to be monitored under Section 616.207(a);
  - B) Listed under 35 Ill. Adm. Code 620.310(a)(3)(A) (except due to natural causes and except for pH);

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- C) Denoted as carcinogen under 35 Ill. Adm. Code 620.410(b); or
  - D) Subject to a standard under 35 Ill. Adm. Code 620.430 (except due to natural causes).
- b) Whenever preventive notification is required under subsection (a), the owner or operator of the unit shall confirm the detection by resampling the monitoring well or wells. This resampling shall be analyzed for each parameter found to be present in the first sample and be performed within 30 days of the date on which the first sample analyses are received, but no later than 90 days after the results of the first sample were received.
- c) If preventive notification is provided under subsection (b) by the owner or operator and the applicable standard has not been exceeded, the Agency shall determine whether the levels for each parameter as set forth in 35 Ill. Adm. Code 620.310(a)(3)(A) are exceeded. If an exceedance is determined, the Agency shall notify the owner or operator in writing regarding such finding.
- d) Upon receipt of a finding that an exceedance has occurred, the owner or operator shall submit to the Agency within 60 days a report that, at a minimum, shall include the degree and extent of contamination and the measures that are being taken to minimize or eliminate this contamination, in accordance with a prescribed schedule. The owner or operator may also provide a demonstration that:
- 1) The contamination is the result of contaminants remaining in groundwater from a prior release for which appropriate action was taken in accordance with the laws and regulations in existence at the time of the release;
  - 2) The source of contamination is not due to the on-site release of contaminants; or
  - 3) The detection resulted from error in sampling analysis or evaluation.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

e) Based upon the report in subsection (d) as well as any other relevant information available to the Agency, the Agency shall provide a written response to the owner or operator that specifies either:

- 1) Concurrence with the preventive response being undertaken; or
- 2) Non-concurrence with the preventive response being undertaken and a description of the inadequacies of such action.

f) An owner or operator who received a written response of concurrence pursuant to subsection (e) shall provide periodic program reports to the Agency regarding the implementation of the preventive response.

g) An owner or operator who receives a written response of non-concurrence pursuant to subsection (e) shall have 30 days to correct the inadequacies and to resubmit the report to the Agency or to request a conference with the Agency. Upon receipt of a written request for such a conference, the Agency shall schedule and hold the conference within 30 days. Following a conference, the Agency shall provide the owner or operator with a final determination regarding the adequacy of the preventive response.

h) An owner or operator shall be responsible for implementing adequate preventive response as determined pursuant to this Section.

i) After completion of preventive response, the concentration of a contamination listed in 35 Ill. Adm. Code 620.310(a)(3)(A) in groundwater may exceed 50 percent of the applicable numerical standard in 35 Ill. Adm. Code Subpart D, only if the following conditions are met:

- 1) The exceedence had been minimized to the extent practicable;
- 2) Beneficial use, as appropriate for the class of groundwater, has been assured; and
- 3) Any threat to public health or the environment has been minimized.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

j) Nothing in this Section shall in any way limit the authority of the State or the United States to require or perform any corrective action process.

## Section 616.210 Corrective Action Program

Whenever any applicable groundwater standard under 35 Ill. Adm. Code 620. Subpart D is exceeded, an owner or operator shall be required to undertake the following corrective action:

a) Notify the Agency of the need to undertake a corrective action program when submitting the groundwater monitoring results required pursuant to Section 616.206. The notification must indicate in which wells and for which parameters a groundwater standard was exceeded.

b) Continue to sample and analyze according to the provisions of Section 616.208(a), except that:

- 1) For all units subject to Subpart I for the storage and handling of pesticides the frequency of all such sampling shall be quarterly until no measured values above the groundwater standard have been recorded for any parameter for two consecutive quarters.

2) For a unit subject to Subpart J for the storage and handling of fertilizers sampling shall be quarterly for the parameters set forth in Section 616.207(a)(3) stored or handled at the unit until no measured values above the groundwater standard have been recorded for two consecutive quarters.

c) If sample values above any groundwater standard are confirmed pursuant to Section 616.209(b), the owner or operator shall:

- 1) Submit to the Agency an engineering feasibility plan for a corrective action program designed to achieve the requirements of subsection (e) through (j).
  - A) Such feasibility plan shall be submitted to the Agency within 180 days after the date of



## POLLUTION CONTROL BOARD

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

## NOTICE OF PROPOSED RULES

the sample in which a groundwater standard was initially exceeded.

- B) This requirement is waived if no groundwater standard is exceeded in any sample taken pursuant to subsection (b) for two consecutive quarters.

- d) Except as provided in subsection (c)(1)(B), the Agency shall provide a written response to the owner or operator based upon the engineering feasibility plan and any other relevant information, that specifies either:

- 1) Concurrence with the feasibility plan for corrective action; or
- 2) Non-concurrence with the feasibility plan for corrective action and a description of the inadequacies of such plan.

- e) An owner or operator who receives a written response of concurrence pursuant to subsection (d) shall provide periodic progress reports to the Agency regarding the implementing of the preventive response.

- f) An owner or operator who receives a written response of non-concurrence pursuant to subsection (d) shall have 30 days to correct the inadequacies and to resubmit the report to the Agency or to request a conference with the Agency. Upon receipt of a written request for such a conference, the Agency shall schedule and hold the conference within 30 days. Following a conference, the Agency shall provide the owner or operator with a final determination regarding the adequacy of the corrective action.

- g) An owner or operator shall be responsible for implementing adequate preventive response as determined pursuant to this Section.

- h) Except as provided in subsection (c)(1)(B), the owner or operator shall:

- 1) Begin the corrective action program specified in the engineering feasibility plan no later than the date of receipt of concurrence from the Agency.

- 2) Establish and implement a groundwater monitoring program to demonstrate the effectiveness of the corrective action program.

- 3) Take corrective action that results in compliance with the groundwater standards:

- A) At all compliance points; and
- B) Beyond the unit boundary, where necessary to protect human health and the environment, unless the owner or operator demonstrates to the Agency that, despite the owner's or operator's best efforts, the owner or operator was unable to obtain the necessary permission to undertake such action. The owner or operator is not relieved of responsibility to clean up a release that has migrated beyond the unit boundary where off-site access is denied.

- 4) Continue corrective action measures to the extent necessary to ensure that no groundwater standard is exceeded at the compliance point or points.

- 5) The owner or operator may terminate corrective actions measures taken beyond the compliance period as identified at Section 616.202 if the owner or operator can demonstrate based on data from the post closure groundwater monitoring program under subsection (h)(2), that no groundwater standard has been exceeded for a period of three consecutive years.

- 6) Report in writing to the Agency on the effectiveness of the corrective action program. The owner or operator shall submit these reports semi-annually.

- 7) If the owner or operator determines that the corrective action program no longer satisfies the requirements of this Section, the owner or operator shall, within 90 days, make any appropriate changes to the program.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- i) Subsections (b), (c) and (f) do not apply if the owner or operator makes an alternate corrective action demonstration pursuant to Section 616.211.

## Section 616.211 Alternate Corrective Action Demonstration

If a corrective action program is required pursuant to Section 616.210, it is presumed that contamination from the facility or unit that is being monitored is responsible for the groundwater standard being exceeded. An owner or operator may overcome that presumption by making a clear and convincing demonstration that a source other than the facility or unit that is being monitored caused the groundwater standard to be exceeded, or that the cause of the groundwater standard being exceeded is due to error in sampling, analysis or evaluation. In making such demonstration the owner or operator shall:

- a) Notify the Agency that the owner or operator intends to make a demonstration under this Section when submitting the groundwater monitoring results required pursuant to Section 616.206.
- b) Submit a report to the Agency that demonstrates that a source other than a facility or unit for which he is the owner or operator caused the groundwater standard to be exceeded, or that the groundwater standard was exceeded due to an error in sampling, analysis or evaluation. Such report must be included with the next submission of groundwater monitoring results required pursuant to Section 616.206; and
- c) The Agency shall provide a written response to the owner or operator based upon the written demonstration and any other relevant information, that specifies either:
  - 1) Concurrence with the written demonstration for alternate corrective action with requirements to continue to monitor in accordance with the groundwater monitoring program established pursuant to Sections 616.205 and 616.210; or
  - 2) Non-concurrence with the written demonstration for alternate corrective action and a description of the inadequacies of such demonstration.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- d) An owner or operator who receives a written response of non-concurrence pursuant to subsection (c) shall have 30 days to so respond to the Agency in writing or to request a conference with the Agency. Upon receipt of a written request for such a conference, the Agency shall schedule and hold the conference within 30 days. Following a conference, the Agency shall provide the owner or operator with a final determination regarding the adequacy of the alternate corrective action.
- e) The owner or operator shall begin the corrective action program in accordance with the requirements of Section 616.210(f).

## SUBPART C: GENERAL CLOSURE AND POST-CLOSURE REQUIREMENTS

## Section 616.301 Applicability

This Subpart applies to:

- a) Land treatment units subject to Subpart E;
- b) Surface impoundments subject to Subpart F;
- c) Pesticide storage and handling units subject to Subpart I; and
- d) Fertilizer storage and handling units subject to Subpart J.

## Section 616.302 Closure Performance Standard

The owner or operator shall close the unit in a manner that:

- a) Controls, minimizes or eliminates, to the extent necessary to protect human health and the environment, post-closure escape of waste, waste constituents, leachate, contaminated runoff or waste decomposition products to soils, groundwaters, surface waters, and the atmosphere;
- b) Minimizes the need for maintenance during and beyond the post-closure care period; and
- c) Complies with the closure requirements of 35 Ill. Adm. Code: Subtitles C and G.

## Section 616.303 Certification of Closure



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

Within 60 days after completion of closure of each unit, the owner or operator shall submit to the Agency, by registered or certified mail, a certification that the unit has been closed in accordance with the closure requirements. The certification must be signed by the owner or operator and by an independent registered professional engineer. Documentation supporting the independent registered professional engineer's certification must be furnished to the Agency upon request.

## Section 616.304 Survey Plat

No later than the submission of the certification of closure of each unit, the owner or operator shall submit to any local zoning authority, or authority with jurisdiction over local land use, and to the Agency, and record with land titles, a survey plat indicating the location and dimensions of any waste disposal units, and any pesticide and fertilizer storage and handling units, with respect to permanently surveyed benchmarks. This plat must be prepared and certified by a registered land surveyor.

## Section 616.305 Post-Closure Notice for Waste Disposal Units

No later than 60 days after certification of closure of the unit, the owner or operator of a unit subject to Subparts D, E, or F shall submit to the Agency, to the County Recorder and to any local zoning authority or authority with jurisdiction over local land use, a record of the type, location and quantity of wastes disposed of within each cell or other area of the unit.

## Section 616.306 Certification of Completion of Post-closure Care

No later than 60 days after completion of the established post-closure care period, the owner or operator shall submit to the Agency, by registered or certified mail, a certification that the post-closure care period for the unit was performed in accordance with the specifications in the approved post-closure plan. The certification must be signed by the owner or operator and an independent registered professional engineer. Documentation supporting the independent registered professional engineer's certification must be furnished to the Agency upon request.

## Section 616.307 Post-Closure Care Period

The post-closure care period is as defined at Section 616.202.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

## SUBPART D: LANDFILLS

## Section 616.401 Applicability

This Subpart applies to new landfill units which are located wholly or partially within a setback zone or regulated recharge area and that contain special waste or other waste generated on-site, except that this Subpart does not apply to any new landfill unit that:

a) Contains solely one or more of the following: hazardous waste, livestock waste, landscape waste, or construction and demolition debris; or

b) Is exempt from this Part pursuant to Section 616.105.

## Section 616.402 Prohibitions

a) Pursuant to Sections 14.2(a), 14.2(d) and 14.3(e) of the Act, no person shall cause or allow the construction, use or operation of any landfill unit that is:

1) Located wholly or partially within a minimum setback zone and that is either a new potential primary source or a new potential secondary source, except as specified in Sections 616.104(a) and (b); or

2) Located wholly or partially within a maximum setback zone and that is a new potential primary source, except as specified in Section 616.104(b).

b) No person shall cause or allow the disposal of special waste in a new on-site landfill unit within a regulated recharge area if the distance from the wellhead of the community water supply well to the landfill unit is 2500 feet or less, except as provided at Section 616.105.

## SUBPART E: LAND TREATMENT UNITS

## Section 616.421 Applicability

This Subpart applies to new land treatment units that are located wholly or partially within a setback zone or regulated recharge



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

area and that treat or dispose special waste or other waste generated on-site, except that this Subpart does not apply to any new land treatment unit that:

- a) Contains solely one or more of the following: hazardous waste, livestock waste, landscape waste, or construction and demolition debris; or

- b) Is exempt from this Part pursuant to Section 616.105.

## Section 616.422 Prohibitions

- a) Pursuant to Sections 14.2(a), 14.2(c) and 14.3(e) of the Act, no person shall cause or allow the construction, use or operation of any land treatment unit that is:

- 1) Located wholly or partially within a minimum setback zone and that is either a new potential primary source or a new potential secondary source, except as specified in Sections 616.104(a) and (b); or
- 2) Located wholly or partially within a maximum setback zone and that is a new potential primary source, except as specified in Section 616.104(b).

- b) Nothing in this Section shall prohibit land treatment within a maximum setback zone regulated by the Act of sludge resulting from the treatment of domestic wastewater or of sludge resulting from the treatment of water to produce potable water, if such activities are conducted in accordance with the Act and 35 Ill. Adm. Code: Subtitle C.

## Section 616.423 Groundwater Monitoring

The owner or operator shall comply with the requirements of Subpart B.

## Section 616.424 Design and Operating Requirements

The owner or operator shall design and operate the land treatment site in accordance with 35 Ill. Adm. Code: Subtitle C and 35 Ill. Adm. Code: Subtitle G.

## Section 616.425 Closure and Post-Closure

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

The owner or operator shall comply with the requirements of Subpart C.

## SUBPART F: SURFACE IMPOUNDMENTS

## Section 616.441 Applicability

This Subpart applies to new surface impoundment units that are located wholly or partially within a setback zone or regulated recharge area and that contain special waste or other waste generated on-site, except that this Subpart does not apply to any new surface impoundment unit that:

- a) Contains solely one or more of the following: hazardous waste, livestock waste, landscape waste, or construction and demolition debris; or
- b) Is exempt from this Part pursuant to Section 616.105.

## Section 616.442 Prohibitions

Pursuant to Sections 14.2(a), 14.2(c) and 14.3(e) of the Act, no person shall cause or allow the construction, use or operation of any surface impoundment unit that is:

- a) Located wholly or partially within a minimum setback zone and that is either a new potential primary source or a new potential secondary source, except as specified in Sections 616.104(a) and (b); or
- b) Located wholly or partially within a maximum setback zone and that is a new potential primary source, except as specified in Section 616.104(b).

## Section 616.443 Groundwater Monitoring

The owner or operator shall comply with the requirements of Subpart B.

## Section 616.444 Design and Operating Requirements

- a) The owner or operator of a surface impoundment shall install two or more liners and a leachate collection system between such liners. The requirement for the installation of two or more liners in this subsection may be satisfied by the installation of a top liner

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

designed, operated, and constructed of materials to prevent the migration of any constituent into such liner during the period such facility remains in operation (including any post-closure monitoring period), and a lower liner designed, operated and constructed to prevent the migration of any constituent through such liner during such period. For the purpose of the preceding sentence, a lower liner shall be deemed to satisfy such requirement if it is constructed of at least a 5-foot thick layer of recompacted clay or other natural material with a permeability of no more than 1 x 10<sup>-10</sup> centimeter per second.

- b) A surface impoundment must be designed, constructed, maintained and operated to prevent overtopping resulting from normal or abnormal operations; overfilling; wind and wave action; rainfall; run-on; malfunctions of level controllers, alarms and other equipment; and human error.
- c) A surface impoundment must have dikes that are designed, constructed and maintained with sufficient structural integrity to prevent massive failure of the dikes. In ensuring structural integrity, it must not be presumed that the liner system will function without leakage during the active life of the surface impoundment
- d) The owner or operator shall maintain the following items:
  - 1) Records describing the contents of the impoundment; and
  - 2) A map showing the exact location and dimensions of the impoundment, including depth with respect to permanently surveyed benchmarks.

## Section 616.445 Inspection Requirements

- a) During construction and installation, liners must be inspected for uniformity, damage and imperfections (e.g., holes, cracks, thin spots or foreign materials). Immediately after construction or installation:

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 1) Synthetic liners and covers must be inspected to ensure tight seams and joints and the absence of tears, punctures and blisters; and
- 2) Soil-based and admixed liners and covers must be inspected for imperfections including lenses, cracks, channels, root holes or other structural non-uniformities that may cause an increase in the permeability of that liner or cover.
- b) While a surface impoundment is in operation, it must be inspected weekly and after storms to detect evidence of any of the following:
  - 1) Deterioration, malfunctions or improper operation of overtopping control systems;
  - 2) Sudden drops in the level of the impoundment's contents;
  - 3) Severe erosion or other signs of deterioration in dikes or other containment devices; or
  - 4) A leaking dike.

## Section 616.446 Operating Requirements

- a) No person shall cause or allow incompatible materials to be placed in the same surface impoundment unit.
- b) A surface impoundment unit must be removed from service in accordance with subsection (c) when:
  - 1) The level of liquids in the unit suddenly drops and the drop is not known to be caused by changes in the flows into or out of the unit; or
  - 2) The dike leaks.
- c) When a surface impoundment unit must be removed from service as required by subsection (b), the owner or operator shall:
  - 1) Shut off the flow or stop the addition of wastes into the impoundment unit;

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 2) Contain any surface leakage that has occurred or is occurring;
- 3) Stop the leak;
- 4) Take any other necessary steps to stop or prevent catastrophic failure;
- 5) If a leak cannot be stopped by any other means, empty the impoundment unit; and
- 6) Notify the Agency of the removal from service and corrective actions that were taken, such notice to be given within 10 days after the removal from service.
- d) No surface impoundment unit that has been removed from service in accordance with the requirements of this Section may be restored to service unless the portion of the unit that failed has been repaired.
- e) A surface impoundment unit that has been removed from service in accordance with the requirements of this Section and that is not being repaired must be closed in accordance with the provisions of Section 616.447.

## Subpart 616.447 Closure and Post-Closure Care

- a) If closure is to be by removal, the owner or operator shall remove all waste, all waste residues, contaminated containment system components (liners, etc.), contaminated subsoils and structures and equipment contaminated with waste and leachate; and, if disposed in the State of Illinois, dispose of them at a disposal site permitted by the Agency under the Act.
- b) If closure is not to be by removal, the owner or operator shall comply with the requirements of Subpart C and shall:
  - 1) Eliminate free liquids by removing liquid wastes or solidifying the remaining wastes and waste residues.
  - 2) Stabilize remaining wastes to a bearing capacity sufficient to support final cover.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 3) Cover the surface impoundment unit with a final cover designed and constructed to:
  - A) Provide long-term minimization of the migration of liquids through the closed impoundment unit;
  - B) Function with minimum maintenance;
  - C) Promote drainage and minimize erosion or abrasion of the final cover;
  - D) Accommodate settling and subsidence so that the cover's integrity is maintained; and
  - E) Have a permeability less than or equal to the permeability of any bottom liner system.
- c) If some waste residues or contaminated materials are left in place at final closure, the owner or operator shall comply with the requirements of Subpart C and shall for a period of 5 years after closure:
  - 1) Maintain the integrity and effectiveness of the final cover, including making repairs to the cap as necessary to correct the effects of settling, subsidence, erosion or other events;
  - 2) Maintain and monitor the groundwater monitoring system; and
  - 3) Prevent run-on and run-off from eroding or otherwise damaging the final cover.

## SUBPART G: WASTE PILES

## Section 616.461 Applicability

This Subpart applies to new waste piles that are located wholly or partially within a setback zone or regulated recharge area and that contain special waste or other waste generated on-site, except that this Subpart does not apply to any new waste pile that:

- a) Contains solely one or more of the following: hazardous waste, livestock waste, landscape waste, or construction and demolition debris; or



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- b) Is exempt from this Part pursuant to Section 616.105.

## Section 616.462 Prohibitions

- a) Pursuant to Sections 14.2(a), 14.2(c) and 14.3(e) of the Act, no person shall cause or allow the construction, use or operation of any waste pile that is:
- 1) Located wholly or partially within a minimum setback zone and that is either a new potential primary source or a new potential secondary source, except as specified in Sections 616.104(a) and (b); or
  - 2) Located wholly or partially within a maximum setback zone and that is a new potential primary source, except as specified in Section 616.104(b).
- b) Nothing in this Section shall prohibit a waste pile within a maximum setback zone regulated by the Act of sludge resulting from the treatment of domestic wastewater or of sludge resulting from the treatment of water to produce potable water, if such activities are conducted in accordance with the Act and 35 Ill. Adm. Code: Subtitle C.

## Section 616.463

## Design and Operating Requirements

- a) No person shall cause or allow:
- 1) Disposal or storage in the waste pile of liquids or materials containing free liquids; or
  - 2) Migration and runoff of leachate into adjacent soil, surface water, or groundwater.
- b) A waste pile must comply with the following standards:
- 1) The waste pile must be under an impermeable membrane or cover that provides protection from precipitation;
  - 2) The waste pile must be protected from surface water run-on; and

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 3) The waste pile must be designed and operated to control wind dispersal of waste by a means other than wetting.

## Section 616.464 Closure

The owner or operator shall accomplish closure by removing and disposing of all wastes and containment system components (liners, etc). If disposed in the State of Illinois, the waste and containment system components must be disposed at a disposal site permitted by the Agency under the Act.

## SUBPART H: UNDERGROUND STORAGE TANKS

## Section 616.501 Applicability

This Subpart applies to new underground storage tanks that are located wholly or partially within a setback zone or regulated recharge area and that contain special waste, except that this Subpart does not apply to any new underground storage tank that:

- a) Pursuant to 35 Ill. Adm. Code 731.110(a) must meet the requirements set forth in 35 Ill. Adm. Code 731, unless such a tank is excluded from those requirements pursuant to 35 Ill. Adm. Code 731.110(b); or
- b) Must have interim status or a RCRA permit under 35 Ill. Adm. Code: Subtitle G; or
- c) Is exempt from this Part pursuant to Section 616.105.

## Section 616.502

## Design and Operating Requirements

Owners and operators of new underground storage tanks that store special waste shall meet the requirements set forth in 35 Ill. Adm. Code 731. Such requirements must be met even if the tanks are excluded from coverage under 35 Ill. Adm. Code 731 by 35 Ill. Adm. Code 731.110(b). The exclusions set forth in 35 Ill. Adm. Code 731.110(b) shall not apply to any underground storage tank that stores special waste.

## SUBPART I: PESTICIDE STORAGE AND HANDLING UNITS

## Section 616.601

## Applicability

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

This Subpart applies to any new unit for the storage and handling of pesticides that is located wholly or partially within a setback zone or regulated recharge area and that:

- a) Is operated for the purpose of commercial application; or
- b) Stores or accumulates pesticides prior to distribution to retail sales outlets, including but not limited to a unit that is a warehouse or bulk terminal.
- c) Subsections (a) and (b) notwithstanding, this Subpart does not apply to any unit exempt pursuant to Section 616.105.

## Section 616.602 Prohibitions

Pursuant to Sections 14.2(a), 14.2(c) and 14.3(e) of the Act, no person shall cause or allow the construction, use or operation of any unit for the storage and handling of pesticides that is:

- a) Located wholly or partially within a minimum setback zone and that is either a new potential primary source or a new potential secondary source, except as specified in Section 616.104(a) and (b); or
- b) Located wholly or partially within a maximum setback zone and that is a new potential primary source, except as specified in Section 616.104(b).

## Section 616.603 Groundwater Monitoring

The owner or operator shall comply with the requirements of Subpart B.

## Section 616.604 Design and Operating Requirements

The owner or operator shall:

- a) Maintain a written record inventorying all pesticides stored or handled at the unit.
- b) At least weekly when pesticides are being stored, inspect storage containers, tanks, vents, valves, and appurtenances for leaks or deterioration caused by corrosion or other factors. If a leak or deterioration is found in any of these devices, the owner or operator

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

must immediately repair or replace the device. The owner or operator shall maintain a written record of all inspections conducted under this Section and of all maintenance relating to leaks and deterioration of these devices.

- c) Store all containers containing pesticides within a pesticide secondary containment structure, if such containers are stored outside of a roofed structure or enclosed warehouse. For the purpose of this subsection a pesticide secondary containment structure is a structure that complies with the design standards set forth in 8 Ill. Adm. Code 255.

- d) Maintain all written records required under this Section at the site. The owner or operator shall provide any such record to the Agency upon request.

(Board Note: Owners or operators of facilities or units subject to this Part may also be subject to regulations under 8 Ill. Adm. Code 255).

## Section 616.605 Closure and Post-Closure Care

The owner or operator shall comply with the requirements of Subpart C.

## SUBPART J: FERTILIZER STORAGE AND HANDLING UNITS

## Section 616.621 Applicability

This Subpart applies to any new unit for the storage and handling of fertilizers that is located wholly or partially within a setback zone or regulated recharge area and that:

- a) Is operated for the purpose of commercial application; or
- b) Stores or accumulates fertilizers prior to distribution to retail sales outlets, including but not limited to a unit that is a warehouse or bulk terminal.
- c) Subsections (a) and (b) notwithstanding, this Subpart shall not apply to any unit exempt pursuant to Section 616.105.

## Section 616.622 Prohibitions

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

Pursuant to Sections 14.2(a), 14.2(c) and 14.3(e) of the Act, no person shall cause or allow the construction, use or operation of any unit for the storage and handling of fertilizers that is:

- a) Located wholly or partially within a minimum setback zone and that is either a new potential primary source or a new potential secondary source, except as specified in Sections 616.104(a) and (b); or
- b) Located wholly or partially within a maximum setback zone and that is a new potential primary source, except as specified in Section 616.104(b).

## Section 616.623 Groundwater Monitoring

The owner or operator shall comply with the requirements of Subpart B.

## Section 616.624 Design and Operating Requirements

The owner or operator shall:

- a) Maintain a written record inventorying all fertilizers stored or handled at the unit.
- b) At least weekly when fertilizers are being stored, inspect storage containers, tanks, vents, valves, and appurtenances for leaks or deterioration caused by corrosion or other factors. If a leak or deterioration is found in any of these devices, the owner or operator shall immediately repair or replace the device. The owner or operator shall maintain a written record of all inspections conducted under this Section and of all maintenance relating to leaks and deterioration of these devices.
- c) Store all containers containing fertilizers (except anhydrous ammonia) within a fertilizer secondary containment structure, if such containers are stored outside of a roofed structure or enclosed warehouse. For the purpose of this subsection a fertilizer secondary containment structure is a structure that complies with the design standards set forth in 8 Ill. Adm. Code 255.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- d) Maintain all written records required under this Section at the site. The owner or operator shall provide any such record to the Agency upon request.

(Board Note: Owners or operators of facilities or units subject to this Part may also be subject to regulations under 8 Ill. Adm. Code 255).

## Section 616.625 Closure and Post-Closure Care

The owner or operator shall comply with the requirements of Subpart C.

## SUBPART K: ROAD OIL STORAGE AND HANDLING UNITS

## Section 616.701 Applicability

This Subpart applies to any new unit for the storage and related handling of road oils that is located wholly or partially within a setback zone or regulated recharge area and at which greater than 25,000 gallons of road oils are stored or accumulated at any one time, except as otherwise provided in Section 616.105.

## Section 616.702 Prohibitions

Pursuant to Sections 14.2(a), 14.2(c) and 14.3(e) of the Act, no person shall cause or allow the construction, use or operation of any unit for the storage and handling of road oils that is:

- a) Located wholly or partially within a minimum setback zone and that is either a new potential primary source or a new potential secondary source, except as specified in Sections 616.104(a) and (b); or
- b) Located wholly or partially within a maximum setback zone and that is a new potential primary source, except as specified in Section 616.104(b).

## Section 616.703 Groundwater Monitoring

The owner or operator shall comply with the requirements of Subpart B.

## Section 616.704

Design and Operating Requirements for Above-Ground Storage Tanks

- a) The owner or operator of a tank shall not cause or allow:



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 1) Materials to be placed in a tank if such materials could cause the tank to rupture, leak, corrode, or otherwise fail.
- 2) Uncovered tanks to be placed or operated so as to maintain less than 60 centimeters (2 feet) of freeboard unless:
  - A) The tank is equipped with a containment structure (e.g., dike or trench), a drainage control system, or a diversion structure (e.g., standby tank); and
  - B) Such containment structure, drainage control system, or diversion structure has a capacity that equals or exceeds the volume of the top 60 centimeters (2 feet) of the tank.
- 3) Material to be continuously fed into a tank, unless the tank is equipped with a means to stop this inflow (e.g., a feed cutoff system or a bypass system to a standby tank).
- 4) Incompatible materials to be placed in the same tank.
- 5) Material to be placed in a tank that previously held an incompatible material unless the incompatible material has been washed from the tank.
- 6) Ignitable or reactive material to be placed in a tank unless:
  - A) The material is stored or treated in such a way that it is protected from any material or conditions that may cause it to ignite or react; or
  - B) The tank is used solely for emergencies.
- b) The owner or operator shall provide and maintain primary containment for the tank such that:
  - 1) The tank has a minimum shell thickness that ensures that the tank will not fail (i.e., collapse, rupture, etc.).

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 2) The tank is compatible with the material to be placed in the tank or the tank is lined with a substance that is compatible with the material to be placed on the tank.
- c) The owner or operator shall provide and maintain secondary containment for the tank that:
  - 1) Is capable of containing the volume of the largest tank or 10% of the total volume for all tanks, whichever is greater;
  - 2) Is constructed of material capable of containing a spill until cleanup occurs (e.g., concrete or clay). The base of the secondary containment area must be capable of minimizing vertical migration of a spill until cleanup occurs (e.g., concrete or clay);
  - 3) Has cover (e.g., crushed rock or vegetative growth) on earthen embankments sufficient to prevent erosion; and
  - 4) Isolates the tank from storm water drains and from combined storm water drains and sanitary sewer drains.
- d) If incompatible materials are handled at the site secondary containment sufficient to isolate the units containing the incompatible materials must be provided.
- e) The owner or operator of a tank shall also:
  - 1) Test above-ground tanks and associated piping every five years for structural integrity.
  - 2) Remove uncontaminated storm water runoff the secondary containment area immediately after a precipitation event.
  - 3) Handle contaminated storm water runoff in accordance with 35 Ill. Adm. Code 302.Subpart A.
  - 4) Provide a method for obtaining a sample from each tank.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 5) Install, maintain, and operate a material level indicator on each tank.
- 6) When not in use, lock all gauges and valves that are used to inspect levels in the tank. All such devices must be located within the containment structure.

## Section 616.705 Closure

- a) At closure, all materials must be removed from containers, tanks, discharge control equipment, and discharge confinement structures.
- b) All materials that are to be disposed in the State of Illinois must be disposed at a disposal site permitted by the Agency under the Act.

## SUBPART L: DE-ICING AGENT STORAGE AND HANDLING UNITS

## Section 616.721 Applicability

This Subpart applies to any new facility for the storage and related handling of de-icing agents that is located wholly or partially within a setback zone and at which more than 50,000 pounds of de-icing agent are stored or accumulated at any one time, except as otherwise provided in Section 616.105. For the purpose of this Subpart:

- a) An indoor storage unit means a storage unit with a roof capable of protecting de-icing agents from wind and precipitation;
- b) An outdoor storage unit means a unit for the storage of de-icing agents that is not an indoor storage unit.

## Section 616.722 Prohibitions

- a) Pursuant to Sections 14.2(a), 14.2(c) and 14.3(e) of the Act, no person shall cause or allow the construction, use or operation of any unit for the storage and handling of de-icing agents that is:
- 1) Located wholly or partially within a minimum setback zone and that is either a new potential primary source or a new potential secondary

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

source, except as specified in Sections 616.104(a) and (b); or

- 2) Located wholly or partially within a maximum setback zone and that is a new potential primary source, except as specified in Section 616.104(b).
- b) No person shall cause or allow the construction, use or operation within any setback zone of any outdoor facility for the storage and handling of de-icing agents, except as provided at Section 616.105.

## Section 616.723 Groundwater Monitoring

The owner or operator shall comply with the requirements of Subpart B.

## Section 616.724

Design and Operating Requirements for Indoor Storage Facilities

- a) The base of the facility must be constructed of materials capable of containing de-icing agents (i.e., bituminous or concrete pad).
- b) The roof and walls of the facility must be constructed of materials capable of protecting the storage pile from precipitation and capable of preventing dissolved de-icing agents from entering into the adjacent soil, surface water, or groundwater. The walls of the facility must be constructed of materials compatible with the de-icing agents to be placed in the facility. Run-off from the roof must be diverted away from the loading pad.
- c) The loading pad of the facility must be constructed of materials capable of containing a spill (i.e., concrete or bituminous pad). The borders of the loading pad must be curved to prevent dry or dissolved de-icing agents from migrating from the loading pad into the adjacent soils, surface water, or groundwater. The loading pad must be covered by a roof of sufficient size to provide the pad and de-icing agents with protection from precipitation to prevent run-off or dissolved de-icing agents from entering into the adjacent soil, surface water, or groundwater.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- d) All areas surrounding the storage pile, including but not limited to the loading pad, must be routinely inspected to determine whether any release of de-icing agents has occurred. Such areas shall be cleaned as necessary. Spilled de-icing agents must be placed back under the protective covering of the indoor storage pile. The storage pile must be reshaped as often as necessary to prevent leaching.
- e) The integrity of the facility and loading pad must be maintained.
- f) All areas surrounding the storage facility must be inspected daily to determine whether any release of de-icing agents has occurred. Spilled de-icing agents must be placed back into the storage facility.

## Section 616.725 Closure

- a) At closure, all de-icing agents must be removed from the site, discharge control equipment and discharge confinement structures.
- b) All de-icing agents that are to be disposed in the State of Illinois must be disposed at a disposal site permitted by the Agency under the Act.

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

- 1) Heading of the Part: Regulated Recharge Areas
- 2) Code Citation: 35 Ill. Adm. Code 617
- 3) Section Numbers: Proposed Action:  
617.101 New Section  
617.102 New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1017.4 and 1027.
- 5) A Complete Description of the Subjects and Issues Involved: The proposed rules are part of a proceeding entitled Groundwater Protection: Regulations For Existing and New Activities Within Setback Zones and Regulated Recharge Areas, Board Docket R89-5. The purpose of these proposed rules is to provide a vehicle for the Board to establish boundaries for regulated recharge areas pursuant to Section 17.4 of the Environmental Protection Act. Other related rulemakings are proposed new Parts 615 and 616 and proposed amendments to Part 601 and are contained in separate notices pertaining to those parts. A complete description is also contained in the Board's Opinion and Order of June 20, 1991, which is available from the Clerk of the Board at the address indicated below. (See #11)
- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this proposed rule contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: The proposed amendments would not require a local government to establish, expand, or modify its activities in such a way as to necessitate additional expenditures from local revenues.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

This Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R89-5 and be addressed to:

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center  
100 W. Randolph Suite, Suite 11-500  
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs:

June 20, 1991

- B) Types of small businesses affected:

There are no known small businesses which would be affected by these rules.

- C) Reporting, bookkeeping or other procedures required for compliance:

There are no new reporting, bookkeeping or other procedures contained in these proposed rules.

- D) Types of professional skills necessary for compliance:

There are no professional skills necessary for compliance. Compliance with existing regulations in Subtitle F may require the services of an attorney, chemist, and professional engineer.

The full text of the Proposed Rules begins on the next page:

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED RULES

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE F: PUBLIC WATER SUPPLIES  
CHAPTER I: POLLUTION CONTROL BOARD

## PART 617

## REGULATED RECHARGE AREAS

## SUBPART A: GENERAL

Section	Purpose
617.101	Definitions
617.102	Definitions

AUTHORITY: Implementing and authorized by Sections 17.4 and 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1017.4 and 1027).

SOURCE: Adopted in R89-5 at \_\_\_\_\_ Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: GENERAL

Section 617.101	Purpose
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This Part sets out regulated recharge areas as delineated pursuant to Section 17.4 of the Illinois Environmental Protection Act (Act), Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1001 et seq.

Section 617.102	Definitions
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Unless a different meaning of a word or term is clear from the context, the definition of words or terms in this Part shall be the same as those used in 35 Ill. Adm. Code 615.102, the Act, or the Illinois Groundwater Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 7451 et seq.).

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## 1) The Heading of the Part: MEDICAL PAYMENT

2) Code Citation: 89 Ill. Adm. Code 140

3) Section Number: Proposed Action:

140.518 Amendment

4) Statutory Authority: Sections 5-5.1 et seq and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.1 et seq and 12-13)

## 5) A Complete Description of the Subjects and Issues

Involved: This revision is updating the rule to coincide with the Nursing Home Care Act and OBRA requirements dealing with who may authorize the facility to handle resident funds, how accounts should be established and managed, and resident notification requirements for the facility to follow.

6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date? Yes ☒ No

8) Does this Proposed Amendment contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

## Section Numbers Proposed Action Illinois Register Citation

140.3 Amendment April 19, 1991 (15 Ill. Reg. 5585)

140.7 Amendment April 19, 1991 (15 Ill. Reg. 5585)

140.11 Amendment May 10, 1991 (15 Ill. Reg. 6949)

140.71 Amendment December 21, 1990 (14 Ill. Reg. 20170)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## Section Numbers Proposed Action Illinois Register Citation

140.460 Repealed April 5, 1991 (15 Ill. Reg. 4903)

140.461 Repealed April 5, 1991 (15 Ill. Reg. 4903)

140.462 Repealed April 5, 1991 (15 Ill. Reg. 4903)

140.463 Repealed April 5, 1991 (15 Ill. Reg. 4903)

140.465 Repealed April 5, 1991 (15 Ill. Reg. 4903)

140.560 Amendment April 4, 1991 (15 Ill. Reg. 5585)

140.561 Amendment May 7, 1991 (15 Ill. Reg. 7482)

140.569 Amendment June 14, 1991 (15 Ill. Reg. 8656)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Daniel Leikvold, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

## 12) Initial Regulatory Flexibility Analysis:

A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: June 24, 1991

B) Types of small businesses affected: Medical Providers

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

- C) Reporting, bookkeeping or other procedures required for compliance: No new procedure required
- D) Types of professional skills necessary for compliance: No new skills required

The full text of the Proposed Amendment begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER 1: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMS

PART 140  
MEDICAL PAYMENT

## SUBPART A: GENERAL PROVISIONS

## Section

140.1  
140.2  
140.3

Incorporation By Reference  
Medical Assistance Programs  
Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy

140.4

Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)

140.5  
140.6  
140.7

Covered Medical Services Under GA and AMI  
Medical Services Not Covered  
Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Children Under Age Six

140.8

Medical Assistance For Qualified Severely Impaired Individuals

140.9

Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy

140.10

Medical Assistance Provided to Incarcerated Persons

## SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL

## Section

140.11  
140.12  
140.13  
140.14  
140.15  
140.16  
140.17

Enrollment Conditions for Medical Providers  
Participation Requirements for Medical Providers  
Definitions  
Denial of Application to Participate in the Medical Assistance Program  
Recovery of Money  
Termination of a Vendor's Eligibility to Participate in the Medical Assistance Program  
Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section  
140.18 Effect of Termination on Individuals Associated with Vendor  
140.19 Application to Participate or for Reinstatement  
140.20 Subsequent to Termination, Suspension or Barring  
140.21 Submittal of Claims  
Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)  
140.22 Magnetic Tape Billings  
140.23 Payment of Claims  
140.24 Payment Procedures  
140.25 Overpayment or Underpayment of Claims  
140.26 Payment to Factors Prohibited  
140.27 Assignment of Vendor Payments  
140.28 Record Requirements for Medical Providers  
140.30 Audits  
140.35 False Reporting and Other Fraudulent Activities  
140.40 Prior Approval for Medical Services or Items  
140.41 Prior Approval in Cases of Emergency  
140.42 Limitation on Prior Approval  
140.43 Post Approval for items or Services When Prior Approval Cannot Be Obtained  
Drug Manual (Recodified)  
140.71 Drug Manual (Recodified)  
140.72 Drug Manual (Recodified)  
140.73 Drug Manual Updates (Recodified)

## SUBPART C: HOSPITAL SERVICES

Section  
140.94 Hospital Services (Recodified)  
140.95 Participation (Recodified)  
140.96 General Requirements (Recodified)  
140.97 Special Requirements (Recodified)  
140.98 Covered Hospital Services (Recodified)  
140.99 Hospital Services Not Covered (Recodified)  
140.100 Limitation On Hospital Services (Recodified)  
140.101 Transplants (Recodified)  
140.102 Heart Transplants (Recodified)  
140.103 Liver Transplants (Recodified)  
140.104 Bone Marrow Transplants (Recodified)  
140.110 Disproportionate Share Hospital Adjustments (Recodified)  
140.116 Payment for Inpatient Services for GA (Recodified)  
140.117 Hospital Outpatient and Clinic Services (Recodified)  
140.200 Payment for Hospital Services During Fiscal Year 1982 (Recodified)  
140.201 Payment for Hospital Services After June 30, 1982 (Repealed)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section  
140.202 Payment for Hospital Services During Fiscal Year 1983 (Recodified)  
140.203 Limits on Length of Stay by Diagnosis (Recodified)  
140.300 Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)  
140.350 Copayments (Recodified)  
140.360 Payment Methodology (Recodified)  
140.361 Non-Participating Hospitals (Recodified)  
140.362 Pre July 1, 1989 Services (Recodified)  
140.363 Post June 30, 1989 Services (Recodified)  
140.364 Prepayment Review (Recodified)  
140.365 Base Year Costs (Recodified)  
140.366 Restructuring Adjustment (Recodified)  
140.367 Inflation Adjustment (Recodified)  
140.368 Volume Adjustment (Repealed)  
140.369 Groupings (Recodified)  
140.370 Rate Calculation (Recodified)  
140.371 Payment (Recodified)  
140.372 Review Procedure (Recodified)  
140.373 Utilization (Repealed)  
140.374 Alternatives (Recodified)  
140.375 Exemptions (Recodified)  
140.376 Utilization, Case-Mix and Discretionary Funds (Repealed)  
140.390 Subacute Alcoholism and Substance Abuse Services (Recodified)  
140.391 Definitions (Recodified)  
140.392 Types of Subacute Alcoholism and Substance Abuse Services (Recodified)  
140.394 Payment for Subacute Alcoholism and Substance Abuse Services (Recodified)  
140.396 Rate Appeals for Subacute Alcoholism and Substance Abuse Services (Recodified)  
140.398 Hearings (Recodified)

## SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

Section  
140.400 Payment to Practitioners, Nurses and Laboratories  
140.410 Physicians' Services  
140.411 Covered Services By Physicians  
140.412 Services Not Covered By Physicians  
140.413 Limitation on Physician Services  
140.414 Requirements for Prescriptions and Dispensing of Pharmacy Items - Physicians  
140.416 Optometric Services and Materials  
140.417 Limitations on Optometric Services

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section 140.418 140.420 140.421 140.422 140.425 140.426 140.427 140.428 140.429 140.430 140.431 140.432 140.433 140.434 140.435 140.436 140.440 140.441 140.442 140.443 140.444 140.445 140.446 140.447 140.448 140.449 140.450 140.452 140.453 140.454 140.455 140.456 140.457 140.458 140.459 140.460 140.461 140.462 140.463 140.464 140.465 140.466 140.467 140.469 140.470	Department of Corrections Laboratory Dental Services Limitations on Dental Services Requirements for Prescriptions and Dispensing of Pharmacy Items - Dentists Podiatry Services Limitations on Podiatry Services Requirement for Prescriptions and Dispensing of Pharmacy Items - Podiatry Chiropractic Services Limitations on Chiropractic Services (Repealed) Independent Laboratory Services Services Not Covered by Independent Laboratory Limitations on Independent Laboratory Services Payment for Laboratory Services Record Requirements for Independent Laboratories Nurse Services Limitations on Nurse Services Pharmacy Services Pharmacy Services Not Covered Prior Approval of Prescriptions Filling of Prescriptions Compounded Prescriptions Prescription Items (Not Compounded) Over-the-Counter Items Reimbursement Returned Pharmacy Items Payment of Pharmacy Items Record Requirements for Pharmacies Mental Health Clinic Services Definitions Types of Mental Health Clinic Services Payment for Mental Health Clinic Services Hearings Therapy Services Prior Approval for Therapy Services Payment for Therapy Services Clinic Services Clinic Participation Requirements (Emergency Expired) Covered Services in Clinics (Emergency Expired) Encounter Rate Clinic Payment (Emergency Expired) Psychiatric Clinics (Hospital-based) Speech and Hearing Clinics Rural Health Clinics Independent Clinics Hospice Home Health Services
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## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section 140.471 140.472 140.473 140.474 140.475 140.476 140.477 140.478 140.479 140.480 140.481 140.482 140.483 140.484 140.485 140.486 140.487 140.488 140.490 140.491 140.492 140.495 140.496 140.497 Section 140.500 140.502 140.503 140.504 140.505 140.506 140.507 140.510 140.511 140.512 140.513 140.514 140.515	Home Health Covered Services Types of Home Health Services Prior Approval for Home Health Services Payment for Home Health Services Medical Equipment, Supplies and Prosthetic Devices Medical Equipment, Supplies and Prosthetic Devices for Which Payment Will Not Be Made Limitations on Equipment, Supplies and Prosthetic Devices Prior Approval for Medical Equipment, Supplies and Prosthetic Devices Approval of Medical Supplies Equipment Rental Limitations Payment for Medical Equipment, Supplies and Prosthetic Devices Family Planning Services Limitations on Family Planning Services Payment for Family Planning Services Healthy Kids Program Limitations on Medichesk Services (Repealed) Healthy Kids Program Timeliness Standards Periodicity Schedule, Immunizations and Diagnostic Laboratory Procedures Medical Transportation Limitations on Medical Transportation Payment for Medical Transportation Psychological Services Payment for Psychological Services Hearing Aids Group Care Services Cessation of Payment at Federal Direction Cessation of Payment for Improper Level of Care Cessation of Payment Because of Termination of Facility Continuation of Payment Because of Threat To Life Provider Voluntary Withdrawal Continuation of Provider Agreement Determination of Need for Group Care Services Provided Without Charge Utilization Control Utilization Review Plan Certifications and Recertifications of Care Management of Recipient Funds--Personal Allowance Funds
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## SUBPART E: GROUP CARE



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section	
140.516	Recipient Management of Funds
140.517	Correspondent Management of Funds
140.518	Facility Management of Funds
140.519	Use or Accumulation of Funds
140.520	Management of Recipient Funds--Local Office
	Responsibility
140.521	Room and Board Accounts
140.522	Reconciliation of Recipient Funds
140.523	Bed Reserves
140.524	Cessation of Payment Due to Loss of License
140.525	Eligibility For Quality Incentive Program (QUIP)
140.526	Quality Incentive Standards and Criteria for the
	Quality Incentive Program (QUIP)
140.527	Quality Incentive Survey
140.528	Payment of Quality Incentive
140.529	Reviews
140.530	Basis of Payment for Group Care Services
140.531	General Service Costs
140.532	Health Care Costs
140.533	General Administration Costs
140.534	Ownership Costs
140.535	Costs for Interest, Taxes and Rent
140.536	Organization and Pre-Operating Costs
140.537	Payments to Related Organizations
140.538	Special Costs
140.539	Nurse's Aide Training and Testing
140.540	Costs Associated With Nursing Home Care Reform Act
	and Implementing Regulations
140.541	Salaries Paid to Owners or Related Parties
140.542	Cost Reports-Filing Requirements
140.543	Time Standards for Filing Cost Reports
140.544	Access to Cost Reports (Repealed)
140.545	Penalty for Failure to File Cost Reports
140.550	Update of Operating Costs
140.551	General Service Costs
140.552	Nursing and Program Costs
140.553	General Administrative Costs
140.554	Component Inflation Index
140.555	Minimum Wage
140.560	Components of the Base Rate Determination
140.561	Support Costs Components
140.562	Nursing Costs
140.563	Capital Costs
140.565	Incentive Payments for Quality Care (Repealed)
140.566	Level I Incentive Payments (Repealed)
140.567	Level II Incentive Payments (Repealed)
140.568	Duration of Incentive Payments (Repealed)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section	
140.569	Clients With Exceptional Care Needs
140.570	Capital Rate Component Determination
140.571	Fair Rental Value (FRV) Calculation
140.572	Total Capital Rate
140.573	Other Capital Provisions
140.574	Capital Costs for Rented Facilities
140.575	Newly Constructed Facilities (Repealed)
140.576	Renovations (Repealed)
140.577	Capital Costs for Rented Facilities (Renumbered)
140.578	Property Taxes
140.579	Specialized Living Centers
140.580	Mandated Capital Improvements
140.581	Qualifying as Mandated Capital Improvement
140.582	Cost Adjustments
140.583	Campus Facilities
140.584	Illinois Municipal Retirement Fund (IMRF)
140.590	Audit and Record Requirements
140.590	Screening Assessment for Long Term Care and
140.642	Alternative Residential Settings and Services
	In-Home Care Program
140.643	Medical and In-Home Care For Disabled Persons Under
140.645	Age 21
140.646	Reimbursement for Developmental Training (DT)
	Services for Individuals With Developmental
	Disabilities Who Reside in Long Term Care (ICF and
	SNF) and Residential (ICF/MR) Facilities
	Description of Developmental Training (DT) Services
	Determination of the Amount of Reimbursement for
	Developmental Training (DT) Programs
	Effective Dates of Reimbursement for Developmental
	Training (DT) Programs
140.650	Certification of Developmental Training (DT)
	Programs
140.651	Decertification of Day Programs
140.652	Terms of Assurances and Contracts
140.680	Effective Date of Payment Rate
140.700	Discharge of Long Term Care Residents
140.830	Appeals of Rate Determinations
140.835	Determination of Cap on Payments for Long Term Care
	SUBPART F: MEDICAID PARTNERSHIP PROGRAM
	General Description
	Definition of Terms
	Covered Services
	Sponsor Qualifications



## DEPARTMENT OF PUBLIC AID

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## NOTICE OF PROPOSED AMENDMENT

## Section

140.870 Sponsor Responsibilities  
 140.875 Department Responsibilities  
 140.880 Provider Qualifications  
 140.885 Provider Responsibilities  
 140.890 Payment Methodology  
 140.895 Contract Monitoring  
 140.896 Reimbursement For Program Costs (Active Treatment)  
 For Clients in Long Term Care Facilities For the  
 Developmentally Disabled (Recodified)

Section

140.960 Inpatient Hospital Care or Services by  
 Non-Contracting Hospitals Eligible for Payment  
 (Recodified)  
 140.962 Payment to Hospitals for Inpatient Services or Care  
 not Provided under the ICARE Program (Recodified)  
 140.964 Contract Monitoring (Recodified)  
 140.966 Transfer of Recipients (Recodified)  
 140.968 Validity of Contracts (Recodified)  
 140.970 Termination of ICARE Contracts (Recodified)  
 140.972 Hospital Services Procurement Advisory Board  
 (Recodified)

## SUBPART G: REIMBURSEMENT FOR NURSING COSTS FOR GERIATRIC FACILITIES

Medichek Recommended Screening Procedures (Repealed)

## Section

140.900 Reimbursement For Nursing Costs For Geriatric  
 Residents in Group Care Facilities (Recodified)  
 140.901 Functional Areas of Needs (Recodified)  
 140.902 Service Needs (Recodified)  
 140.903 Definitions (Recodified)  
 140.904 Times and Staff Levels (Repealed)  
 140.905 Statewide Rates (Repealed)  
 140.906 Reconsiderations (Recodified)  
 140.907 Midnight Census Report (Recodified)  
 140.908 Times and Staff Levels (Recodified)  
 140.909 Statewide Rates (Recodified)  
 140.910 Referrals (Recodified)  
 140.911 Basic Rehabilitation Aide Training Program  
 (Recodified)  
 140.912 Interim Nursing Rates (Recodified)

TABLE A

TABLE B

TABLE C

TABLE D

TABLE E

TABLE F

TABLE G

TABLE H

TABLE I

TABLE J

TABLE K

TABLE L

## SUBPART H: ILLINOIS COMPETITIVE ACCESS AND REIMBURSEMENT EQUITY (ICARE) PROGRAM

AUTHORITY: Implementing Article III of the Illinois Health  
 Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par.  
 6503-1 et seq.) and implementing and authorized by Articles  
 III, IV, V, VI, VII and Section 12-13 of the Illinois Public  
 Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1  
 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

## Section

140.940 Illinois Competitive Access and Reimbursement Equity  
 (ICARE) Program (Recodified)  
 140.942 Definition of Terms (Recodified)  
 140.944 Notification of Negotiations (Recodified)  
 140.946 Hospital Participation in ICARE Program Negotiations  
 (Recodified)  
 140.948 Negotiation Procedures (Recodified)  
 140.950 Factors Considered in Awarding ICARE Contracts  
 (Recodified)  
 140.952 Closing an ICARE Area (Recodified)  
 140.954 Administrative Review (Recodified)  
 140.956 Payments to Contracting Hospitals (Recodified)  
 140.958 Admitting and Clinical Privileges (Recodified)

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10,  
 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374,  
 effective July 6, 1982; emergency amendment at 6 Ill. Reg.  
 8508, effective July 6, 1982, for a maximum of 150 days;  
 amended at 7 Ill. Reg. 681, effective December 30, 1982;  
 amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at  
 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill.  
 Reg. 8271, effective July 5, 1983; emergency amendment at 7  
 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150  
 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983;  
 amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended  
 at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory  
 amendment at 7 Ill. Reg. 15047, effective October 31, 1983;  
 amended at 7 Ill. Reg. 17358, effective December 21, 1983;

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective April 19, 1985; amended at 9 Ill. Reg. 6235, effective May 28, 1985; amended at 9 Ill. Reg. 8677, effective June 5, 1985; amended at 9 Ill. Reg. 9564, effective June 27, 1985; emergency amendment at 9 Ill. Reg. 10025, effective June 26, 1985; for a maximum of 150 days; amended at 9 Ill. Reg. 11403, effective June 11, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.914 and 140.915 recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.206 and 147.207, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September



## DEPARTMENT OF PUBLIC AID

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## NOTICE OF PROPOSED AMENDMENT

28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826,

effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. \_\_\_\_\_, effective June 21, 1991; amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## SUBPART E: GROUP CARE

## Section 140.518 Facility Management of Funds

A facility shall manage a recipient's resident's personal funds only upon the written authorization request of the recipient or the recipient's immediate family member, in order of priority, the resident, or the resident's guardian, or the resident's representative, or the resident's immediate family member. Such authorization shall be attested to by a witness who has no pecuniary interest in the facility or its operations and who is not connected in any way to facility personnel or the administrator in any manner. If the facility manages such personal funds, it shall:

- Establish a separate, written record of each recipient's resident's account;
- Provide a written record of the account at least quarterly to each recipient-resident or authorized representative included in the account;
- Retain all records of personal allowance funds for three (3) years, for residents currently residing in the facility and for residents who have died or been discharged from the facility.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section 140.518 Facility Management of Funds (Cont'd)

- d) Report changes in circumstances to the local office;
- e) Notify local office of any lump sum payment received; and
- f) Establish a separate and identifiable bank account for ~~recipients-residents~~. Accrued interest shall be credited to each individual's account and shall not be co-mingled with funds of the facility or other ~~patients residents~~.
- g) The facility must notify each resident who receives Medicaid benefits when the amount in the resident's account reaches \$200.00 less than the SSI resource limit for one person. The facility must notify the resident that the amount in the account, in addition to the value of the resident's other nonexempt resources, exceeds the one person SSI resource limit of \$2,000.00, the resident may lose eligibility for Medicaid or SSI.

(Source: Amended at 15 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: Illinois Small Business Development Program
- 2) Code Citation: 14 Ill. Adm. Code 570
- 3) 

<u>Section Numbers:</u>	<u>Adopted Action:</u>
570.10	Amendment
570.20	Amendment
570.25	Amendment
570.30	Amendment
570.40	Amendment
570.50	Amendment
570.60	Amendment
570.70	Amendment
- 4) Statutory Authority: Implementing and authorized by the Small Business Development Act (Ill. Rev. Stat. 1989, ch. 127, pars. 2709-1, 2709-2, 2709-3, 2709-4, 2709-4.2, and 2709-6 et seq.)
- 5) Effective Date of Amendments: June 24, 1991
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Do these amendments contain incorporations by reference? Yes, under Section 6.02(a) of the Illinois Administrative Procedure Act.
- 8) Date Filed in Agency's Principal Office: June 18, 1991.
- 9) Notice of Proposal Published in Illinois Register: March 29, 1991, 15 Ill. Reg. 4528.
- 10) Has JCAR issued a Statement of Objections to these amendments? No.
- 11) Differences between proposal and final version:  
Section 570.20  
In line 3, after "designee", inserted "(e.g., Small Business Development Center (SBDC) staff, Illinois Department of Transportation)".  
Section 570.25  
In line 3 of subsection (c), replaced "venture" with "new business".  
In line 3 of subsection (f), inserted "(e.g., Member American Institute (MAI) of the American Institute of Real Estate Appraisers, Senior Realty Appraiser (SRA))" after "appraiser".  
In line 4 of subsection (i), inserted "(e.g., Owner, Partner, President, Vice President, Treasurer)" after "individuals".  
In line 5 of subsection (j), replaced "interest" with "entity (e.g.,

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

any individual, partnership, corporation)".

In line 7 of subsection (j), changed "interest" to "entity".

## Section 570.30

In line 1 of subsection (a)(3)(B), after "businesses", inserted "and businesses owned by persons with disabilities".

## Section 570.70

In line 15 of subsection (a)(6), inserted the following language after "Accountant": "s (AICPA) (1991, with no later amendments or editions). The address of the AICPA is: 1211 Avenue of the Americas, New York, N.Y. 10036-8775."

In line 5 of subsection (a)(7), inserted "( e.g., controller, treasurer, chief financial officer)" after "officer".

In line 6 of subsection (a)(7), added the following language after "principles": "(Issued by the Financial Accounting Standards Board (FASB) (1991, no later amendments or editions) located at 401 Merritt Seven, P.O. Box 5116, Norwalk, Connecticut 06856)".

In lines 12 and 13 of subsection (b)(4)(A), replaced "(office located at 1211 Avenue of the Americas, New York, N.Y. 10036-8775) (1989)" with "(see subsection (a)(6))".

In lines 3 through 5 of subsection (b)(8), replaced "of the American Institute of Certified Public Accountants (AICPA) (September 19, 1987)" with "(see subsection (a)(7))".

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will these amendments replace an emergency amendment currently in effect? No.

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of Amendments: Sections 570.10, 570.30, 570.50, and 570.60 are being modified to allow expanded financial assistance to minority and women owned small businesses, Illinois Department of Transportation (IDOT) certified disadvantaged and women businesses, and businesses owned by disabled persons. Section 570.20 is being amended to allow consideration of applications on a continuous basis. Section 570.25 is being amended to clarify information required of applicants. New start-up companies need not submit a company history or historic financial statements. The site map will be required only on projects with fixed sites. Required land and building information is being changed to include rental information and to allow for appraisals by

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

appraisers certified with designations other than Member American Institute (MAI) of the American Institute of Real Estate Appraisers. Required descriptions of machinery and equipment are clarified. Changes are also being made to the requirements for application documentation regarding company management and ownership. Section 570.30 is being amended to clarify that applicants notified of deficiencies in their applications need only submit additional documentation to correct the deficiencies, not another entire application. This Section is also being revised to allow the department 45 days from receipt of a complete application for its review and evaluation. The job created/retained to project fund ratio is being changed to more accurately reflect the capitalization rates needed by businesses. Additionally the reference to "Robert Morris Associates Annual Statement Studies" in this Section, is being updated to reflect the 1990 edition and to allow the use of other sources other than the "Robert Morris Associates Annual Statement Studies" when necessary. Section 570.40 is modified to allow field visits or inspections to be made by other than department employees. Section 570.70 is being amended to update administrative requirements. This Section is being divided into subsection(a) loan receipts and (b) grant receipts to clarify the requirements of each. Loan terms are being expanded to better accommodate applicants' financial needs. Subsection(a)(3) is being modified to allow the department the ability to respond more quickly in events of default. Subsections(a)(6) and (a)(7) are being revised to lessen the financial burden on small businesses by reducing the requirements for financial statement submissions by recipients of small loans. Subsections(b)(4) and (b)(5) are being revised to clarify the audit and financial statement requirements for recipients of grants and loans.

16) Information and questions regarding these adopted amendments shall be directed to:

Mr. William Rodman, Deputy Director  
Department of Commerce and Community Affairs  
Small Business Assistance Bureau  
620 East Adams Street, 6th floor  
Springfield, Illinois 62701  
(217) 785-6282

The full text of the Adopted Amendments begins on the next page:



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 14: COMMERCE

## SUBTITLE C: ECONOMIC DEVELOPMENT

## CHAPTER I: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## PART 570

## ILLINOIS SMALL BUSINESS DEVELOPMENT PROGRAM

## Section

- 570.10 Purpose
- 570.15 Loan Terms (Renumbered)
- 570.20 Application Cycle
- 570.25 Application Documentation
- 570.30 Application Evaluation
- 570.40 Selection for Funding
- 570.50 Funding Limitations
- 570.60 Allowable Leverage
- 570.70 Administrative Requirements

AUTHORITY: Implementing and authorized by the Small Business Development Act (Ill. Rev. Stat. 1989, ch. 127, pars. 2709-1, 2709-2, 2709-3, 2709-4, 2709-4.2, and 2709-6 et seq.).

SOURCE: Emergency rules adopted at 9 Ill. Reg. 14368, effective September 6, 1985, for a maximum of 150 days; adopted at 10 Ill. Reg. 3266, effective January 28, 1986; amended at 10 Ill. Reg. 19724, effective November 6, 1986; amended at 13 Ill. Reg. 58, effective December 27, 1988; amended at 15 Ill. Reg. 9902, effective June 24, 1991.

## Section 570.10 Purpose

- a) Through the Illinois Small Business Development Program (Program), the Department of Commerce and Community Affairs (Department) will provide long-term, fixed-rate, low-interest (i.e., more-than-three-years-at or below the prime rate then current in the major money centers) term loans (see Section 570.70(a)) or grants to small businesses in Illinois in cooperation with private-sector participating lenders or other investors. The ultimate purpose of the Program is to provide economic development assistance to Illinois businesses who will provide employment opportunities for Illinois citizens, either through job creation or retention.

- b) Any small business operating or to be located in Illinois may make an application for financial assistance under this program. A small business includes, but is not limited to, any for-profit business in Illinois organized as a sole proprietorship, partnership, corporation, joint venture, association, or cooperative. For the purposes of this program, a small business is one which has, including its affiliates, less than 500 full-time employees, or is determined by the Department not to be

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

dominant in its field.

## c)

Minority and Women Business Loans - Minority and women owned (small) businesses shall be granted waivers with respect to funding limitations in accordance with Section 570.50(b) by the Director in order to encourage economic development and job creation/retention in minority and women owned businesses. For purposes of this Part minority, woman, minority owned business, and women owned business shall have the same definitions as those established under Section 2 of the Minority and Female Business Enterprise Act (Ill. Rev. Stat. 1989, ch. 127, par. 132.602) for minority, female, minority owned business, and female owned business, respectively.

## d)

Disadvantaged Business Enterprise (DBE)/Women's Business Enterprise (WBE) Contractor Finance - Illinois Department of Transportation (IDOT) certified DBEs/WBEs may apply for contractor finance (working capital financing to fulfill the terms of a contract or subcontract let or administered by IDOT) loan participations (undivided interests the Department obtains in loans made by other lenders) in order to encourage economic development and job creation/retention in DBEs and WBEs. For purposes of this Part, IDOT certified DBEs and WBEs shall have the same definitions as those established under Section 5 of the Illinois Purchasing Act (Ill. Rev. Stat. 1989, ch. 127, par. 132.5) and Sections 3-101, 3-103, and 4-201.1 of the Illinois Highway Code (Ill. Rev. Stat. 1989, ch. 121, pars. 3-101, 3-103 and 4-201.1) and shall be certified under IDOT rules (92 Ill. Adm. Code 10).

## e)

Disability Business Loans - Businesses owned by persons with disabilities shall be granted the same waivers as those granted in subsection (c) for minority and women owned businesses. For purposes of this Part, disability shall have the same definition as that used in Section 3 of the "Americans with Disabilities Act of 1990" (42 U.S.C. 12102) and businesses owned by persons with disabilities shall mean businesses that are at least 51% owned by one or more persons with disabilities and whose management and daily business operations are controlled by one of the disabled owners).

(Source: Amended at 15 Ill. Reg. 9902, effective June 24, 1991)

## Section 570.20 Application Cycle

Applications under the Program will be accepted on an ongoing basis throughout the year until program funds are exhausted. The Department or its designee (e.g., Small Business Development Center (SBDC) staff, Illinois Department of Transportation) will supply interested businesses with an



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

application package upon request. Applications-submitted-by-the-25th-of-each month-will-be-reviewed--Submissions-after-the-25th-will-be-held-for consideration-during-the-next-monthly-review-cycle-until-program-funds-are exhausted.

(Source: Amended at 15 Ill. Reg. 9902, effective June 24, 1991)

Section 570.25 Application Documentation

The application must include documentation of the following:

- a) History of the Company (if applicable) - a brief history of the business and past employment growth.
- b) Market Information - information on the company's products or services and identification of existing and potential major customers and competitors. DBE's/MBE's requesting contractor financing shall have fulfilled the requirements of this subsection upon the submission of a copy of the contract under which the work will be performed.
- c) Corporate Historic Financial Statements (if applicable) - historical-corporate financial statements for the past three years, if the business is not a new plant start-up or new business opportunity and interim statements dated no more than ninety days prior to application including:
  - 1) Profit and Loss (Income) Statements;
  - 2) Balance Sheets;
  - 3) Cash-Flow-Statements; and
  - 3)4) Disclosure of Contingent Liabilities.
- d) Three Year Projections - three year projections of the Profit and Loss Statement and Balance Sheet and a one year Monthly Cash Flow Projection. Except that proposed projects of less than three years in duration shall only be required to submit projections appropriate for the projects (e.g., projects of less than one year shall only need to submit cash flow projections).
- e) Site Map (if applicable) - an outline of the general location of the project on a site map, including the location of any floodplain areas. DBE's/MBE's requesting contractor financing shall have fulfilled the requirements of this subsection upon the submission of a copy of the contract under which the work will be performed.

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

- f) Land and Building Information (if applicable) - for land and/or building acquisition, an-MAI appraisal by a credentialed appraiser (e.g., Member American Institute (MAI) of the American Institute of Real Estate Appraisers, Senior Realty Appraiser (SRA)) acceptable to the Department and a copy of the purchase option or agreement; for building construction or renovation, a contractor or architect's cost estimates; for space rental, a draft rental/lease agreement. If real property and fixtures will be offered as collateral for funding, an appraisal by a credentialed appraiser acceptable to the Department.
- g) Description of Machinery and Equipment (if applicable) - major equipment or classes of equipment to be acquired with the Department's program funds identified; for acquisition of new machinery and equipment, attachments of reliable vendor cost estimates; for moving and installation costs, attachments of written estimates; for used machinery and equipment acquisition, an appraisal demonstrating that the fair market value is in line with the purchase price and a specific description of the equipment including serial numbers, if available.
- h) Description of Working Capital (if applicable) - a detailed explanation of the need for and use of the funds.
- i) Company Management - a listing of those people-that individuals who are responsible for the management of the company, their positions; and responsibilities, and resumés of key senior individuals (e.g., Owner, Partner, President, Vice President, Treasurer) at the company location percentages-of-ownership.
- j) Personal-Resumé(s)---a-resumé-for-senior-staff-at-the-proposed project-site- Ownership - the company will provide a detailed statement of ownership which shall include a percentage of ownership. Such statements shall clearly identify any ownership interest which amounts to 20% or more, any ownership entity (e.g., any individual, partnership, corporation) which is considered to be controlling the business, and/or any entity which is guaranteeing any financial or contractual activities of the company. For all such entities which meet any conditions of this subsection, a financial statement shall be provided. The financial statements shall include full name, home/corporate address and social security number/federal employer identification number (FEIN).
- k) Personal-Financial-Statement---a-personal-financial-statement(s) for-each-principal-owning-more-than-20-percent-of-the-company.
- k)1) Letters of Commitment - commitment letters documenting all sources of leveraging; loans from financial institutions must

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

have language indicating the loan amount, the specified term and interest, collateral, conditions attendant to the loan, and the fact that the loan is approved; any commitment to purchase a revenue bond must have an executed inducement resolution and the rates, terms, and conditions of approval by the buyer.

(Source: Amended at 15 Ill. Reg. 9902, effective June 24, 1991)

Section 570.30 Application Evaluation

The Department shall screen all applications to determine that all requirements of the application package have been addressed. Complete applications will be reviewed and evaluated by Department staff. Applicants will be notified of deficiencies in applications and given an opportunity to correct such deficiencies through resubmission of additional documentation (see Section 570.25). This review and evaluation process will be completed within 30 days of the receipt of the application. Department staff will conduct a technical and financial evaluation of each application.

a) Technical Evaluation Component - Each application will be reviewed to assure compliance with technical program requirements as specified in Sections 9-1, 9-2, 9-4, 9-4.2, and 9-6 et seq. of the Small Business Development Act (Act) (Ill. Rev. Stat. 1987, ch. 127, pars. 2709-1, 2709-2, 2709-4, 2709-4.2, 2709-6 et seq.). The technical evaluation will address the following criteria:

- 1) Evidence of Need for Program Funding - The company must demonstrate the need for program funds in accordance with requirements of Section 9-4(c) of the Act including identification of alternative funding sources pursued; evidence that the project's financing cannot be obtained without Department participation at an interest rate and term which makes the project viable; and the leverage of other funds in accordance with Sections 9-4(a) and (b) and 9-6(a) and (b) of the Act.
- 2) Project Implementation Readiness - The company must demonstrate project readiness, including identifying loans and investments from all lenders and investors on letterhead, signed and dated; time schedule for immediate project initiation; and written cost estimates from contractors, suppliers, and/or architects which support project costs.

- 3) Job Creation/Retention -
  - A) The application must provide evidence of: job

creation/retention, including written assurance from the company which identifies the number of jobs to be created/retained; identification of the types of jobs created/retained; evidence that jobs created/retained will generate additional wealth for the community (e.g., final goods or services produced are sold in markets outside Illinois or final goods or services produced and sold locally substitute for those imported from outside the state) - some preference will be given to these types of jobs; and generally a ratio of at least one job created/retained to each \$3,000 in project funds unless waived by the Director. A project with a higher ratio will be considered for funding if the application demonstrates severe need (e.g., distressed community with an unemployment rate which is considerably higher than the state's average; area with limited economic development projects as evidenced by prior and current development activities; funding would support business with potential to generate additional growth in area and creation of jobs as a result of spinoff businesses; funding needed to avert loss of the area's major source of employment, etc.).

B) Minority and Women owned businesses and businesses owned by persons with disabilities requesting loans of \$50,000 or less shall be allowed a ratio of at least one job created/retained to each \$15,000 in project funds.

C) IDOT certified DBE's/WBE's requesting contractor finance loan participations of \$10,000 up to \$100,000 shall be allowed a ratio of at least one full-time equivalent (FTE) job created/retained to each \$15,000 in project funds. (One FTE job is equal to 1,950 hours worked.)

b) Financial Evaluation Component - The applicant's financial statements, including the items in Section 570.20 (c), (d), (h), and (k), as applicable, annual balance sheets and profit-and-loss statements for the past three years as well as the most recent ninety days; a three-year projected balance sheet and profit-and-loss statement as well as a one-year monthly cash flow statement will be reviewed through a standard credit analysis which will determine the liquidity and debt coverage for the project; ability of the company to manage debt; business trends, and projected earnings. This data will be compared to similar data for companies in the same industry using "Robert-Morris Associates the RMA Annual Statement Studies" (published by



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

## NOTICE OF ADOPTED AMENDMENTS

Robert Morris Associates, P.O. Box 8500, S-1140 Philadelphia, PA. 19178, or a comparable source {1987} [1990 with no later amendments or editions] if such industry is evaluated by this source. This standard credit analysis will determine the financial stability of the company in accordance with Section 9-4(f) of the Act.

- b) Minority and women owned businesses applying for loans not exceeding \$50,000 shall be granted automatic Director waivers of the 25% of the total amount of any single project limitation up to 50% of the total amount of any single project.

(Source: Amended at 15 Ill. Reg. 9902, effective June 24, 1991)

(Source: Amended at 15 Ill. Reg. 9902, effective June 24, 1991)

## Section 570.40 Selection for Funding

## Section 570.60 Allowable Leverage

In addition to the forms of allowable leverage defined in Section 9-4(a) and 9-6(a) of the Act, allowable leverage will include such tangible assets as:

- a) For any application which meets the criteria of Section 570.30, Department staff or designee will then conduct field visit evaluations to verify information in the application, leading to the final funding decision. Because of the certification process by IDOT of DBE's/WBE's and the inspections of the work by IDOT staff, subsection (a) shall not apply to DBE/WBE contractor financing. The field visits will analyze the following:

- a) under-utilized land and/or buildings which are a part of the project;
- b) machinery and equipment brought into the state from another state; and
- c) cash equity provided by the principal(s), stockholders, or other investors;
- d) Funds expended by the business prior to the date of a loan or grant award; existing in-state equipment, land, buildings, furnishings, inventory (already owned and being utilized); lines of credit; post-project costs; - {such-as-operational-expenses}; and debt refinancing will not be considered as leverage; and
- e) lines of credit shall be allowed for DBE/WBE contractor finance loan participations with terms not exceeding two years.

(Source: Amended at 15 Ill. Reg. 9902, effective June 24, 1991)

- b) Applications that best meet the objectives of the program and demonstrate the greatest potential for job creation/retention will receive loan or grant funds, until all available funds are expended. The Department will place the highest priority on the making of loans.

(Source: Amended at 15 Ill. Reg. 9902, effective June 24, 1991)

## Section 570.50 Funding Limitations

- a) In accordance with Sections 9-4(b) and 9-6(b) of the Act, the Director will waive limitations governing the amount of the loan/grant and percentage of leverage when it is determined that these funding limitations would prohibit an otherwise approved project, in accordance with Sections 570.30 and 570.40, and subsequent job creation/retention, from occurring.

## Section 570.70 Administrative Requirements

a) Loan Recipients

- 1) a) Loan Terms - Loans for real estate normally will be amortized repaid over a period of up to 15 to 25 years; loans primarily utilized for machinery and equipment will generally vary from 7 5 to 10 years. Asset-based loans not secured by a lien on the fixed tangible assets require personal guarantees. Loans primarily intended for short term working capital needs will normally extend-for be repaid over a period of 3 months to 5 years. These loans will require personal guarantees from all individuals/entities owning or controlling 20 percent or more of the applicant company. For small companies without major identifiable principals (e.g., no one owns 20 percent or more of the company), the amount of the loan is limited



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

to 80 percent of the value of the fixed asset securing the loan. Monthly periodic installments shall be due and payable to the Department at a in the method and time(s) specified in the loan agreement. All payments shall be applied first to interest and then to principal.

- 2)b) Reporting - The Recipient (applicant receiving grant/loan funds) will provide, at least annually, information and reports required by the Department (e.g. reports on job creation/retention; financial statement of assets, liabilities, and net worth).

- c) Termination of Grants/loans - - - Grants/loans shall be terminated for the following reasons:

- 1) Termination Due to Loss of Funding - - - In the absence of state funding for a grant year, all grants/loans for that year will be terminated in full. - - - In the event of a partial loss of - - - state - - - funding, - - - the - - - Department - - - will - - - make proportionate cuts to all Recipients. - - - In the event the Department suffers such a loss of funding in full or part, the Department will give the Recipient written notice setting forth the effective date of full or partial termination, or if a change in funding is required setting forth the change in funding and changes in the approved budget.

- 2) Termination for Cause

- A) If the Department determines that the Recipient has failed to comply with the terms and conditions of the grant/loan, - - - the - - - Department - - - shall - - - terminate - - - the grant/loan in whole or in part, at any time before the date of completion. - - - Circumstances which will result in the termination of a grant/loan include, but are not necessarily limited to the following: consistent failure to submit required reports; failure to maintain required records; failure to protect inventory; misuse of equipment purchased with grant/loan funds; evidence of fraud and abuse; consistent failure to meet performance standards and failure to resolve points of the agreement (i.e.; narrative, number to be served); - - - These circumstances are explained in the grant/loan agreement.

- B) The Department shall promptly notify the Recipient in writing of the determination to terminate, - - - the reasons for such termination, and the effective date of the termination. - - - Payments made to the Recipient

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

or recoveries by the Department shall be made in accordance with legal rights and liabilities explained in the grant/loan agreement.

- 3) Termination by Agreement - - - The Department and the Recipient shall terminate the grant/loan in whole or in part, when the Department and the Recipient agree that the continuation of the program objectives would not produce beneficial results commensurate with the future expenditures of funds. - - - The Department and the Recipient shall agree upon termination conditions, including the effective date and, in the case of partial termination, the portion to be terminated. - - - Recipient shall not incur new obligations for the terminated portion after the effective date, and shall cancel as many outstanding obligations as possible. - - - The Department shall allow full credit to the Recipient for the Department's share of the noncancelable obligations properly incurred by the Recipient prior to termination.

- 3)d) Events of Default - The entire unpaid principal of the loan, and the interest then accrued thereon, shall become due and be immediately due and payable upon the written demand of the Department, without any other notice, or demand, present or protest of any kind or any presentment of protest, if any one of the following events (hereafter an "event of default") shall occur and be continuing at the time of such demand, whether voluntarily or involuntarily, or without limitation, occurring or brought about by operation of law or pursuant to or in compliance with any judgment, decree or order of any court or any order, rules or regulations of any administrative or governmental body, provided, however, that such sum shall not be then payable if Recipient's payments have been deferred. - - - The Department will make deferrals based upon ease by ease review of the Recipient's financial statements and projections (see Section 570-25(e) and (d)) to determine if the Recipient will be able to make payments at a future date.

- A) Non-Payment of Loan - If the Recipient shall fail to make payment when due of any installment of principal on the loan, or interest accrued thereon amount due under the note or other amount payable to the Department under the loan agreement and if the failure to make payment shall remain unremedied for fifteen (15) ten (10) days unless otherwise stated in the loan agreement.

- B) Non-Payment of Other Indebtedness - If default shall

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

be made in the payment when due of any installment of principal or of interest on any of the Recipient's other indebtedness (any creditor the Recipient owes) and if such default shall remain unremedied for (15) days unless otherwise stated in the loan agreement.

C)3) Incorrect Representation or Warranty - If any representation or warranty contained in, or made in connection with the execution and delivery of, the loan agreement, or in any certificate furnished pursuant hereto, shall prove to have been incorrect.

D)4) Default in Covenants - If the Recipient shall default in the performance of any other term, covenant or agreement contained in the loan agreement, and such default shall continue unremedied for thirty-(30) ten (10) days (unless otherwise stated in the loan agreement) after either:

i)A) it becomes known to an executive officer of the Recipient; or

ii)B) written notice thereof shall have been given to the Recipient by the Department.

E)5) Voluntary Insolvency - If the Recipient shall cease to pay its debts as they mature or shall voluntarily file a petition seeking reorganization of, or the appointment of a receiver, trustee, or liquidator of its assets or to effect a repayment plan with creditors, or shall be adjudicated bankrupt, or shall make a voluntary assignment for the benefit of creditors.

F)6) Involuntary Insolvency - If an involuntary petition shall be filed against the Recipient under any bankruptcy or insolvency law or seeking the reorganization of or the appointment of any receiver, trustee or liquidator for the Recipient, or the property of the Recipient, or a writ or warrant of attachment shall be issued against the property of the Recipient and such petition shall not be dismissed, or such writ or warrant of attachment shall not be released or bonded within thirty (30) days after filing or levy.

G)7) Judgments - If any final judgment for the payment of money that is not fully covered by liability insurance shall be rendered against the Recipient,

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

and within thirty (30) days, shall not be discharged, or an appeal therefrom taken and execution thereon effectively stayed pending such appeal, and, if such judgment be affirmed on such appeal, the same shall not be discharged within thirty (30) days.

4)e) Notice of Default - The Recipient agrees to give written notice to the Department of any event, within 15 days of the event, which constitutes an event of default as specified in Section 570.70(d)(a)(3).

5)f) Monitoring and Evaluation - Recipients must permit any agent authorized by the Department, upon presentation of credentials, to, in accordance with the constitutional limitation on administrative searches, have full access to and the right to examine any documents, papers, and records of the Recipient involving transactions related to a grant/loan from the Department.

## g) -Audits

i) The Recipient shall be responsible for having an audit of all grant/loan records and such audit must be performed by an independent public accountant, certified and licensed by authority of the State of Illinois. The audit must be conducted in accordance with generally accepted government auditing standards adopted by the AICPA (1981).

2) The Recipient may secure an independent audit of its grant/loan in the same manner as it secures its regular audits; provided it provides for maximum open and free competition. The audit should be conducted as part of the Recipient's normal annual audit or when the ending period of the audit covers the expenditure of all grant/loan funds; bi-annual audit.

6) Recipients shall keep detailed records of the project and the use of loan proceeds. Recipients of loans of \$100,000 or more shall furnish to the Department, with the submission of financial statements (see Section 570.70(a)(7)) following the expenditure of project funds, a written audit of the project and the use of loan proceeds. The audit shall be conducted by certified public accountants licensed by the State of Illinois in accordance with the Illinois Public Accounting Act (Ill. Rev. Stat. 1989, ch. 111, pars. 5500-5536) unless for good cause, the Department allows the audit to be conducted by an accountant certified by the proper authorities of another state and shall be in accordance with generally accepted



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

auditing standards adopted by the American Institute of Certified Public Accountants (AICPA) (1991, with no later amendments or editions). The address of the AICPA is: 1211 Avenue of the Americas, New York, N.Y. 10036-8775. For Recipients of loans of less than \$100,000 the Department or its designee will conduct one or more inspections of the project and the use of loan proceeds records to verify the use of project funds.

3) The Recipient shall work cooperatively with the audit firm selected; actively work with both the audit firm and the Department to resolve any and all audit findings; and work cooperatively with the Department's staff in preparing for, conducting, and resolving audits.

4) Any Recipient receiving a grant will provide the Department with 6 copies of its annual audit which addresses Department grant(s); in instances where the grant period or term does not coincide with the Recipient's fiscal year, two fiscal audit reports shall be forwarded to the Department. Any Recipient receiving a loan will provide the Department with 3 copies of its audit which addresses funds expended under the Department's loan; within thirty days of its publication.

5) The Department reserves the right to conduct special audits, including but not limited to an agency-wide audit, at any time during normal working hours of funds expended under Department grants/loans.

6) Any independent public accounting firm that provides consultant services to a Recipient is prohibited from conducting an audit of that Recipient for the period during which services were rendered.

7) Financial Statements - The Recipient shall provide as often as requested by the Department, an unaudited financial statement of the Recipient as at the end of the quarter of the Recipient's fiscal year then elapsed, certified by the Recipient's principal financial officer (e.g., controller, treasurer, chief financial officer) and prepared in accordance with generally accepted accounting principles (issued by the Financial Accounting Standards Board (FASB) (1991, no later amendments or editions) located at 401 Merritt Seven, P.O. Box 5116, Norwalk, Connecticut 06856) and fairly presenting the financial position and results of all operations of the Recipient for such quarter. The Recipient shall furnish to the Department:

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

A) if the original amount of the loan is less than \$100,000, as soon as available, but not later than 120 days after the end of each fiscal year of the Recipient, a true and correct copy of the Recipient's federal income tax return for such year just ended;

B) if the original amount of the loan is equal to or greater than \$100,000 but less than \$250,000, as soon as available, but not later than 120 days after the end of each fiscal year of the Recipient, financial statements of the Recipient as at the end of such year (reviewed by certified public accountants, licensed by the State of Illinois or any other state, and satisfactory to the Department) containing a certificate of the aforesaid public accountants certifying to the Department that they are not aware of the occurrence or existence of any condition or event which constitutes a default; or

C) if the original amount of the loan is equal to or greater than \$250,000, as soon as available, but not later than 120 days after the end of each fiscal year of the Recipient, financial statements of the Recipient as at the end of such year examined by certified public accountants (licensed by the State of Illinois or any other state and satisfactory to the Department) containing the unqualified opinion of such public accountants with respect to the financial statements and a certificate of the aforesaid public accountants certifying to the Department that they are not aware of the occurrence or existence of any condition or event which constitutes a default.

D) if a Recipient has complied with subsection (a)(6) and has submitted financial statements in accordance with subsection (a)(7)(B) or (C) covering the fiscal year ending after the date of funding, the Department may, for good cause (i.e. financial hardship, merger, change of fiscal year end, etc.), accept

i) for a loan with an original amount of at least \$100,000 but less than \$250,000 a copy of the Recipient's federal tax return and compiled financial statements, or

ii) for a loan with an original amount of \$250,000 or more reviewed financial statements, provided the Recipient requests and receives the Department's approval prior to, but not more



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

than six months before the end of the fiscal year for which the statements are being prepared.

h) Complaint-Process---in the event of a Recipient complaint, the Department will follow the procedures outlined in the Administrative Review Law (Ill. Rev. Stat. 1985, ch. 110, pars. 3-101 et seq.).

i) Interest-on-Grant-Funds---in accordance with Section 10 of the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1985, par. 2310), all interest earned on funds held by the Recipient under the grant shall become part of the grant when earned. Any interest earned under the grant, and not expended as grant principal during the term of the grant, shall be returned to the Department.

j) Nondiscrimination - The Recipient shall refrain from unlawful discrimination in employment and undertake affirmative action to assure equality of employment opportunity and eliminate the effects of past discrimination in accordance with the Illinois Human Rights Act (Ill. Rev. Stat. 1985 1989, ch. 68 pars. 1-101 et seq.).

k) Financial-Management-----The Recipient's financial management system shall be structured under the Accounting Standards of the Financial Accounting Standards Board of the American Institute of Certified Public Accountants (AICPA) (June, 1984) to maintain control and accountability over grant/loan funds.

l) Maintenance and Insurance of Property

A) The Recipient shall at all times maintain the property provided as security for the loan in such condition and repair that the Department's security will be adequately protected.

B) The Recipient shall maintain, during the term of the loan, adequate (at least covering the amount of the loan) hazard (e.g., tornado, hail, acts of God) insurance policies, covering fire and extended coverage for all such other hazards and issued by an insurance company authorized to do business in the State of Illinois with loss payee/additional insured/mortgage clauses, as applicable, in favor of the Department.

C) The Recipient shall, if at any time during the life

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

of the loan the Recipient's property is declared to be within a flood hazard area, purchase federal flood insurance if available. Such insurance shall be equal to the amount of the loan.

D) The Recipient shall maintain general liability and worker's compensation insurance. The Recipient shall provide written notice to the Department of any public hearing or meeting before any administrative or other public agency which may, in any manner, affect the chattel, personal property or real estate securing the loan.

10) For DBE/WBE contractor finance loan participations, compliance with subsection (a) shall be obtained, either directly from the Recipient or indirectly through the lender making the participated loan, in accordance with and as stated in the agreements established (and approved by the Department) between the Recipient and the Department, the Recipient and the lender, and the Department and the lender.

b) Grant Recipients

1) Reporting - The Recipient (applicant receiving grant funds) will provide, at least annually, information and reports required by the Department (e.g., reports on job creation/retention).

2) Termination of Grants - Grants shall be terminated for the following reasons:

A) Termination Due to Loss of Funding - In the absence of state funding for a grant year, all grants for that year will be terminated in full. In the event of a partial loss of state funding, the Department will make proportionate cuts to all grant Recipients. In the event the Department suffers such a loss of funding in full or part, the Department will give the grant Recipient written notice setting forth the effective date of full or partial termination, or if a change in funding is required setting forth the change in funding and changes in the approved budget.

B) Termination for Cause

i) If the Department determines that the Recipient has failed to comply with the terms and conditions of the grant, the Department shall

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

terminate the grant in whole, or in part, at any time before the date of completion. Circumstances which will result in the termination of a grant include, but are not necessarily limited to the following: consistent failure to submit required reports; failure to maintain required records; failure to protect inventory; misuse of equipment purchased with grant funds; evidence of fraud and abuse; consistent failure to meet performance standards; and failure to resolve points of the agreement (i.e., narrative number to be served). These circumstances are explained in the grant agreement.

- ii) The Department shall promptly notify the Recipient in writing of the determination to terminate, the reasons for such termination, and the effective date of the termination. Payments made to the Recipient or recoveries by the Department shall be made in accordance with the legal rights and liabilities explained in the grant agreement.

- C) Termination by Agreement - The Department and the Recipient shall terminate the grant in whole, or in part, when the Department and the Recipient agree that the continuation of the program objectives would not produce beneficial results commensurate with the future expenditures of funds. The Department and the Recipient shall agree upon termination conditions, including the effective date and, in the case of partial termination, the portion to be terminated. The Recipient shall not incur new obligations for the terminated portion after the effective date, and shall cancel as many outstanding obligations as possible. The Department shall allow full credit to the Recipient for the Department's share of the noncancellable obligations, properly incurred by the Recipient prior to termination.

- 3) Monitoring and Evaluation - Recipients must permit any agent authorized by the Department, upon presentation of credentials, to have full access to and the right to examine any documents, papers, and records of the Recipient involving transactions related to a grant from the Department.

- 4) Audits

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

- A) The Recipient shall be responsible for having an audit of all grant records and such audit must be performed by an independent certified public accountant, licensed by authority of the State of Illinois in accordance with the Illinois Public Accounting Act (Ill. Rev. Stat. 1989, ch. 111, pars. 5500-5536) unless, for good cause, the Department allows the audit to be conducted by an accountant certified by the proper authorities of another state. The audit must be conducted in accordance with generally accepted auditing standards adopted by the AICPA (see subsection (a)(6)).

- B) The Recipient may secure an independent audit of its grant in the same manner as it secures its regular audits, provided it provides for maximum open and free competition. The audit should be conducted as part of the Recipient's normal annual audit or, when the ending period of the audit covers the expenditure of all grant funds, bi-annual audit.

- C) Recipients shall keep detailed records of the project.

- D) The Recipient shall work cooperatively with the audit firm selected; actively work with both the audit firm and the Department to resolve any and all audit findings; and work cooperatively with the Department's staff in preparing for, conducting, and resolving audits.

- E) Any Recipient receiving a grant will provide the Department with 3 copies of its annual audit which addresses Department grant(s). In instances where the grant period or term does not coincide with the Recipient's fiscal year, two fiscal audit reports shall be forwarded to the Department.

- F) The Department reserves the right to conduct special audits, including but not limited to an agency-wide audit, at any time during normal working hours of funds expended under Department grants.

- G) Any independent public accounting firm that provides consultant services to a Recipient is prohibited from conducting an audit of that Recipient for the period during which services were rendered.

- 5) Complaint Process - In the event of a Recipient complaint,



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

the Department will follow the procedures outlined in 47 Ill. Adm. Code 10 (Review and Appeal Procedures).

- 6) Interest on Grant Funds - In accordance with Section 10 of the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1989, ch. 127, par. 2310), all interest earned on funds held by the Recipient under the grant shall become part of the grant when earned. Any interest earned under the grant, and not expended as grant principal during the term of the grant, shall be returned to the Department.
- 7) Nondiscrimination - The Recipient shall refrain from unlawful discrimination in employment and undertake affirmative action to assure equality of employment opportunity and eliminate the effects of past discrimination in accordance with the Illinois Human Rights Act (Ill. Rev. Stat. 1989, ch. 68, pars. 1-101 et seq.).
- 8) Financial Management - The Recipient's financial management system shall be structured under the Accounting Standards of the Financial Accounting Standards Board (see subsection (a)(7)) to maintain control and accountability over grant funds.

(Source: Amended at 15 Ill. Reg. 9902, effective June 24, 1991)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) HEADING OF THE PART: Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit and Crow Hunting
- 2) CODE CITATION: 17 Ill. Adm. Code 530
- 3) SECTION NUMBERS:

530.20	Amendments
530.80	Amendments
530.90	Amendments
530.100	Amendments
530.105	Amendments
530.110	Amendments
530.120	Amendments
- 4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.33, 2.6, 2.7, 2.27, 2.30, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 1.13, 2.1, 2.2, 2.33, 2.6, 2.7, 2.27, 2.30, 3.5, 3.27, 3.28 and 3.29).
- 5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991
- 6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No
- 7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No
- 8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991
- 9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: April 5, 1991, 15 Ill. Reg. 4805
- 10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No
- 11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: None
- 12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes
- 13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No
- 14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No
- 15) SUMMARY AND PURPOSE OF AMENDMENTS: Amendments to this Part were made to change regulations on leaving tree stands up overnight, to eliminate language on revoking hunting and trapping privileges, and to add language giving the Department



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

authority to issue site specific deer permits in addition to regular permits.

16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 530

COCK PHEASANT, HUNGARIAN PARTRIDGE, BOBWHITE QUAIL  
RABBIT AND CROW HUNTING

Section  
530.10  
530.20

Statewide General Regulations  
Statewide Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Cottontail and Swamp Rabbit Regulations  
Statewide Hungarian Partridge Regulations (Repealed)  
Statewide Bobwhite Quail Regulations (Repealed)  
Statewide Rabbit Regulations (Repealed)  
Statewide Crow Regulations

530.30  
530.40  
530.50  
530.60  
530.70  
530.80  
530.90  
530.100  
530.105

Controlled Pheasant Hunting Sites Permit Requirements  
Controlled Pheasant Hunting Regulations  
Illinois Youth Pheasant Hunting Sites Permit Requirements  
Illinois Youth Pheasant Hunting Regulations  
Regulations for Fee Hunting of Pheasant, Hungarian Partridge, Quail and Rabbit at Various Department-Owned or -Managed Sites

530.110

Regulations for Non-Fee Hunting of Cock Pheasant, Hungarian Partridge, Quail, and Rabbit at Various Department-Owned or -Managed Sites

530.120

Regulations for Hunting Crow at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.33, 2.6, 2.7, 2.27, 2.30, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.3, 1.4, 1.13, 2.1, 2.2, 2.33, 2.6, 2.7, 2.27, 2.30, 3.5, 3.27, 3.28 and 3.29).

**SOURCE:** Adopted at 5 Ill. Reg. 8777, effective August 25, 1981; codified at 5 Ill. Reg. 10634; amended at 6 Ill. Reg. 10667, effective August 20, 1982; amended at 7 Ill. Reg. 10755, effective August 24, 1983; amended at 8 Ill. Reg. 21574, effective October 23, 1984; amended at 9 Ill. Reg. 15846, effective October 8, 1985; amended at 10 Ill. Reg. 15579, effective September 16, 1986; emergency amendments at 10 Ill. Reg. 18822, effective October 16, 1986, for a maximum of 150 days; emergency expired March 15, 1987; amended at 11 Ill. Reg. 10546, effective May 21, 1987; amended at 12 Ill. Reg. 12016, effective July 7, 1988; amended at 13 Ill. Reg. 12796, effective July 21, 1989; emergency amendments at 13 Ill. Reg. 12985, effective July 31, 1989, for a maximum of 150 days; emergency expired December 28, 1989; amended at 13 Ill. Reg. 17348,

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

effective October 27, 1989; amended at 14 Ill. Reg. 10775, effective June 20, 1990; emergency amendments at 14 Ill. Reg. 18324, effective October 29, 1990, for a maximum of 150 days; emergency expired March 28, 1991; amended at 15 Ill. Reg. 9924, effective June 24, 1991.

Section 530.20 Statewide Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Cottontail and Swamp Rabbit Regulations

- a) Zones: South zone consists of all lands south of the line that follows U.S. Route 36 from the Indiana State line to Springfield, Route 29 from Springfield to Pekin and Route 9 from Pekin to Dallas City, then due west to the Mississippi River; north zone is the remainder of the State.

- b) Season dates:

North (all species) - November 3, 1990, 1991 - January 1, 1991, 1992

South (all species but rabbits) - November 3, 1990, 1991 - January 1, 1991, 1992

South (rabbits) - November 3, 1990, 1991 - January 13, 1991, 1992

- c) Hunting hours: Sunrise until sunset.

- d) Daily limit:

Cock Pheasant - 2  
Bobwhite Quail - 8  
Hungarian Partridge - 2  
Rabbit - 4

- e) Possession limit (after the first day of the hunting season):

Cock Pheasant - 4  
Bobwhite Quail - 16  
Hungarian Partridge - 4  
Rabbit - 8

- f) Cock pheasant may be hunted only; hen pheasants are illegal to take or possess, except as specified on controlled hunting areas operated pursuant to Sections 1.13 or 3.27 of the Wildlife Code (Ill. Rev. Stat. 1989,

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

ch. 61, pars. 1.13 or 3.27) or at sites listed in Section 530.105 and as provided for on designated sites in Section 530.110, and except that hens may be taken by falconry methods as described in 17 Ill. Adm. Code 1590, Falconry and the Captive Propagation of Raptors.

(Source: Amended at 15 Ill. Reg. 9924, effective June 24, 1991.)

## Section 530.80 Controlled Pheasant Hunting Regulations

- a) The controlled hunting season is November 7, through December 15, both dates inclusive, with the following exceptions:

1) All areas will be closed to pheasant permit hunting on every Monday and Tuesday during the controlled hunting season.

2) All areas are open to the Illinois Youth Pheasant Hunting Program only on November 10.

3) The controlled hunting season on the Green River State Wildlife Area (Lee County Conservation Area) is November 7 through November 14, November 21 through December 15 and December 21 through December 22.

4) The controlled hunting season on the Iroquois County State Wildlife Area is October 31 through November 14, November 21 through December 9 and December 13 through December 15.

5) The controlled hunting season on Chain-O-Lakes State Park is November 7 through December 9.

6) The controlled hunting season on the Wayne Fitzgerald State Recreation Area is November 7 through November 15 and November 21 through December 21.

b) Hunting hours are from 9:00 a.m. to 4:00 p.m. Hunters with reservations are required to check in at the check station between 7:00 a.m. and 8:00 a.m. Reservations are void after 8:00 a.m.

c) When daily quotas are not filled, permits will be issued on a first-come, first-served basis until 12:00 Noon.



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

d) Hunters are required to deposit their hunting license in the check station while hunting. Persons exempt by law from having a hunting license must deposit their Firearm Owner's Identification Card. If they are under 21 years old and do not have a card they must be accompanied by a parent, legal guardian or a person in loco parentis who has a valid card in possession. A \$10.00 Daily Usage Stamp must be purchased at each area.

e) Hunters are required to wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches. Hunters must also wear a back patch issued by the check station.

f) Anyone who has killed game previously and has it in his possession or in his vehicle must declare it with the person in charge of the area when he checks in. All such game found in a hunter's possession after he has started hunting on the area will be considered illegally taken if the hunter has not declared it prior to going into the field.

g) All hunting must be done with shotguns or bow and arrow. Only shot shells with a shot size of No. 5 lead or No. 3 steel or smaller may be used, except at the Wayne Fitzgerald State Recreation Area where only shot shells with a shot size of No. 3 steel or smaller may be used. Flu flu arrows only may be used by bow and arrow hunters.

h) Non-hunters are not allowed in the field.

i) Hunters under 16 years of age must be accompanied by an adult hunter.

j) Pheasants only may be taken. Daily limit:

Two pheasants of either sex at Eldon Hazlet State Park, Chain O'Lakes State Park, Iroquois County State Wildlife Area, Moraine View State Recreation Area, Richland County Controlled Pheasant Hunting Area, Wayne Fitzgerald State Recreation Area, Des Plaines State Fish and Wildlife Area and Green River State Wildlife Area (Lee County Conservation Area).

k) Tagging of birds.

All pheasants must be affixed with a Department tag

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

before they are removed from the area during the controlled pheasant hunting season.

1) Hunters may not leave the confines of any permit area and return to hunt on the permit area during the same day.

m) It shall be unlawful to hunt on a site listed in subsection (j) for the remainder of the controlled hunting season after being issued a citation for violation of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, par. 2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) and (gg) or 17 Ill. Adm. Code 510.10(c)(4), (6), (11) and (12) and subsection 530.20(d) and subsections (d), (e), (g) and (j) of this Section, at that site. Hunters so cited may appeal the loss of hunting privileges to the site superintendent at the site where the violation(s) occurred. Hunters may also request a hearing within ten days of the citation by written request addressed to: Legal Division, Department of Conservation, 524 South Second Street, Springfield, IL 62706. Such hearing shall be governed by the provisions of 17 Ill. Adm. Code 2530.

(Source: Amended at 15 Ill. Reg. 9924, effective June 24, 1991)

# Section 530.90 Illinois Youth Pheasant Hunting Sites Permit Requirements

a) Applicants must contact the Department to obtain a permit reservation (except for Sangchris Lake and Railsplitter State Park). Starting dates and methods for making reservations will be publicly announced. Applicants making reservations will be sent confirmation. Up to five reservations, but only one per applicant, may be made. Multiple reservations for the same person will not be accepted and that person will forfeit his right to acquire a reservation for the season. There is no fee for the youth pheasant hunting permit.

b) Only one permit per person will be issued until the daily quota is filled. The daily quota is determined by the formula one hunter per 10 to 40 huntable acres. Huntable acres are determined by, but not limited to, the biological studies on the number of the species available, the condition, topography, and configuration of the land at the site, the condition of the roads at the site, and the number of employees available to work



## DEPARTMENT OF CONSERVATION

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## NOTICE OF ADOPTED AMENDMENTS

at the site.

- c) The Springfield Permit Office cannot transfer or alter reservations to change hunting areas, dates or hunters' names. Permits cannot be transferred on the hunting areas. For other information (except Sangchris Lake and Railsplitter State Park) write to:

Illinois Department of Conservation  
Permit Office - Pheasant  
Lincoln Tower Plaza  
524 South 2nd Street - Second Floor  
Springfield, Illinois 62701-1787

- d) Reservations for the Illinois Youth Pheasant Hunt will be issued from the Springfield Permit Office for Chain O'Lakes State Park, Des Plaines State Fish and Wildlife Area, Eldon Hazlet State Park (Carlyle Lake), Iroquois County State Wildlife Area, Moraine View State Recreation Area, Wayne Fitzgerald (Rend Lake) State Recreation Area, Richland County Controlled Pheasant Hunting Area, Green River State Wildlife Area (Lee County Conservation Area) and Horseshoe Lake Recreation Area (Madison County).

- e) Permits for the Youth Pheasant Hunt at Sangchris Lake State Park will be issued by a mail-in drawing at the site office. Registration procedures and hunter quota will be announced by public news release. Applications for the drawing will be accepted during the period from November 1 through November 15. Applicants must be between the ages of 10-15 inclusive. The drawing will be conducted at the Sangchris Lake site office on November 16. Permits available after the drawing will be allocated on a first-come basis from the site office. Formal application blanks are not necessary to enter the drawing. Applicants will list on a plain piece of paper their name, mailing address, birthdate, and their first, second and third choice of hunting areas (Middle Peninsula access by personal boat only, North Mainland, or East Mainland). Applications should be sent to:

Sangchris Lake Upland Game Permit (Youth)  
Sangchris Lake State Park, R.R. 1, Rochester, IL  
62563

- f) Permits for the Youth Hunt at Railsplitter State Park

will be issued by a mail-in drawing at the site office. Registration procedures and hunter quota will be announced by public news release. Applications for the drawing will be accepted during the period from November 1 through November 15. Applicants must be between the ages of 10-15 inclusive. The drawing will be conducted at the Railsplitter site office on November 16. Permits available after the drawing will be allocated on a first-come or first-call basis from the site office. Formal application blanks are not necessary to enter the drawing. Applicants will list on a plain piece of paper their name, mailing address, birthdate, and their first, second and third choice of hunt dates. Applicants should be sent to:

Railsplitter Upland Game Permit (Youth)  
Railsplitter State Park  
R.R. 3  
Lincoln, IL 62656

(Source: Amended at 15 Ill. Reg. 9924, effective June 24, 1991)

## Section 530.100 Illinois Youth Pheasant Hunting Regulations

- a) The Illinois Youth Pheasant Hunt will be November 17-19, 1991, except at Sangchris Lake State Park where the hunt will be December 8, 1990, 1991, and at Railsplitter State Park where the hunt will be December 17-2 and 8, 1990, November 30, 1991.
- b) Hunting hours are from 9:00 a.m. to 4:00 p.m. Hunters with reservations or permits are required to check in at the check station between 7:00 a.m. and 8:00 a.m. (between 8:00 a.m. and 8:30 a.m. at Sangchris Lake and Railsplitter State Park).
- c) All hunters must be between the ages of 10 and 15 inclusive and have a youth hunting permit. Stand-by permits will not be available except at Sangchris Lake and Railsplitter State Park.
- d) All hunters are required to deposit their hunting licenses in the check station while hunting. Each permit holder MUST be accompanied by a non-hunting supervisory adult. If the hunter does not have a valid Firearm Owner's Identification Card (FOID), the supervisory adult is required to have a valid FOID Card. Only one

## ILLINOIS REGISTER

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

supervisory adult in a hunting party is required to have a valid FOID Card if the hunters in the hunting party stay under the immediate control (accompany youth hunter at all times) of the supervisory adult possessing the valid FOID Card.

- e) Hunters and supervising adults are required to wear a cap and upper outer garment of solid and vivid blaze orange of a least 400 square inches. Hunters must also wear a back patch issued by the check station.
- f) Anyone who has killed game previously and has it in his possession or in his vehicle must declare it with the person in charge of the area prior to hunting on the area. All previously killed game found in a hunter's possession after he has started hunting on the area will be considered illegally taken if the hunter has not declared it prior to going into the field.
- g) All hunting must be done with shotguns. Only shot shells with a shot size of No. 5 lead or No. 3 steel or smaller may be used, except at the Wayne Fitzgerald State Recreation Area where only shot shells with a shot size of No. 3 steel or smaller may be used.

## h) Daily limit.

- 1) Two pheasants of either sex at Eldon Hazlet State Park, Chain O'Lakes State Park, Iroquois County State Wildlife Area, Green River State Wildlife Area (Lee County Conservation Area), Des Plaines State Fish and Wildlife Area, Richland County Controlled Pheasant Hunting Area, Wayne Fitzgerald State Recreation Area, Moraine View State Recreation Area and Horseshoe Lake State Recreation Area (Madison County).

- 2) Two cock pheasant, eight quail and four rabbits, at Sangchris Lake State Park.

- 3) Two cock pheasant and four rabbits at Railsplitter State Park.

- i) All pheasants must be affixed with a Department tag before they are removed from the area (except Sangchris Lake and Railsplitter State Park).

(Source: Amended at 15 Ill. Reg. 9924, effective

## ILLINOIS REGISTER

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

June 24, 1991

Section 530.105 Regulations for Fee Hunting of Pheasant, Hungarian Partridge, Quail and Rabbit at Various Department-Owned or -Managed Sites

- a) All the regulations in 17 Ill. Adm. Code 510 - General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
- b) All hunters must wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches.
- c) All areas are closed to upland game hunting Mondays and Tuesdays, Christmas Day and New Year's Day, with the following exceptions: non-fee rabbit hunting is allowed every Monday and Tuesday at Ramsey Lake State Park, which is closed on Christmas Day and New Year's Day; hunting hours are 9:00 a.m. to 3:00 p.m. (except on Thanksgiving Day hunting hours are 9:00 a.m. to 1:00 p.m. at Kankakee River State Park, Silver Springs State Park, Sand Ridge State Forest and Site M Controlled Quail and Pheasant Hunting Area is closed to hunting on Thanksgiving Day).

- d) Hunting hours are 9:00 a.m. to 3:00 p.m. (except on Thanksgiving Day hunting hours are 9:00 a.m. to 1:00 p.m. at Kankakee River State Park, Silver Springs State Park and Sand Ridge State Forest).

- e) All hunting must be done with shotgun or bow and arrow. Only shot shells with a shot size of No. 5 lead or No. 3 steel or smaller may be used. Flu flu arrows only may be used by bow and arrow hunters.

- f) All pheasants and quail must be affixed with a Department tag before they are removed from the area.

- g) A drawing will be held at the site for hunter quotas; a \$10.00 daily usage stamp is required opening date through the day following the final game bird release.

- h) When daily quotas are not filled, hunters will be allowed to check in on a first-come first-served basis until 1:00 p.m.

- i) The Department will announce by public news release the registration time and quota to be filled.



## DEPARTMENT OF CONSERVATION

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## NOTICE OF ADOPTED AMENDMENTS

~~§11~~ Hunters are required to deposit their hunting license in the check station while hunting. Persons exempt by law from having a hunting license must deposit their Firearm Owner's Identification Card. If they are under 21 years old and do not have a card they must be accompanied by a parent, legal guardian or a person in loco parentis who has a valid card in possession.

subsection (o) for the remainder of the controlled hunting season after being issued a citation for violation of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, par. 2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) and (qq) or 17 Ill. Adm. Code 510.10(c)(4), (6), (11) and (12), subsection 530.20(d) and subsections (b), (d) and (i) of this Section, at the site. Hunters so cited may appeal the loss of hunting privileges to the site superintendent at the site where the violation(s) occurred. Hunters may also request a hearing within ten days of the citation by written request addressed to: Legal Division, Department of Conservation, 524 South Second Street, Springfield, IL 62701. Such hearing shall be governed by the provisions of 17 Ill. Adm. Code 2530.

~~§12~~ A back patch issued at the check station must be worn while hunting.

~~§13~~ Non-hunters are not allowed in the field.

~~§14~~ Hunters will not leave the site without first checking out.

(Source: Amended at 15 Ill. Reg. 9924, effective June 24, 1991)

~~§15~~ Pheasants of either sex may be harvested ~~except at the Site M Controlled Quail and Pheasant Hunting Area where only cock pheasants may be harvested.~~

Section 530.110 Regulations for Non-Fee Hunting of Cock Pheasant, Hungarian Partridge, Quail, and Rabbit at Various Department-Owned or -Managed Sites

~~§16~~ Statewide regulations as provided for in this Part apply at the following sites, except as noted above and in parentheses below:

a) All the regulations in 17 Ill. Adm. Code 510 --General Hunting and Trapping apply in this Section, unless this Section is more restrictive.

Horseshoe Lake State Recreation Area Park (Madison County) (hunting season opens the first hunting day after the close of the duck hunting season)

b) Flu flu arrows only may be used by bow and arrow hunters.

Johnson-Sauk Trail State Park

c) Hunters engaged in quail, rabbit, pheasant, or Hungarian partridge hunting must wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches at all Department-owned or -managed sites.:

Kankakee River State Park (Hunters must check out by 3:15 p.m. within 15 minutes of the close of hunting hours)

Ramsey Lake State Park

d) The Department will announce by public news release the registration time and quota to be filled at sites where the hunter quota will be filled by drawing at the sites.

Sand Ridge State Forest

Silver Springs State Park (Hunters must check out by 3:15 p.m. within 15 minutes of the close of hunting hours)

## AMAX Leased Lands

Site M Controlled Quail and Pheasant Hunting Area

Anderson Lake Conservation Area

Washington County Conservation Area

Argyle Lake State Park

p) It shall be unlawful to hunt on a site listed in

Banner Marsh State Fish and Wildlife Area (season -



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

the day after the close of the duck season - until statewide closing)

## Big Bend Conservation Area

Big River State Forest (no hunting during firearm deer season)

Cache River State Natural Area

Campbell Pond Wildlife Management Area

Carlyle Lake Lands and Waters - Corps of Engineers-managed lands

Carlyle Lake Wildlife Management Area (no hunting in the subimpoundment area 3 days prior to and during duck season)

Chain O'Lakes State Park - (opens Wednesday after permit pheasant season for five consecutive days, except closed on Christmas Day; 8:00 a.m. to 4:00 p.m.; hunters must check in and check out; daily quota filled on first-come, first-serve basis; DOC issued back patch must be worn while hunting; only shot size of No. 5 lead or No. 3 steel or smaller may be used; pheasants of either sex may be taken; hens must be tagged with Department tag at the check station before leaving the area; falconry hunting permitted from the Monday after the non-fee season-~~which is December 17~~ through January 31 except closed Christmas Day; free permit required, obtain from site office; harvest must be reported by February 15 or hunting privileges for following year will be forfeited)

Clinton Lake State Recreation Area (8:00 a.m. - 4:00 p.m.; hunters must check in and check out; DOC issued back patch must be worn while hunting; hunters surrender hunting license while hunting)

## Crawford County Conservation Area

Des Plaines Fish and Wildlife Area (opens Wednesday through Sunday after permit pheasant season, and the following Wednesday through Sunday only; closed on Christmas Day and New Year's Day; 9:00 a.m. to 4:00 p.m.; check in and check out required; daily quota

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

filled by first-come, first-serve basis; hunters must wear DOC issued back patch while hunting; hunters must check out by 4:15 p.m.; only shot size of No. 5 lead or No. 3 steel or smaller may be used; pheasants of either sex may be taken; hens must be tagged with Department tag at the check station before leaving the area)

## Dog Island Wildlife Management Area

Eldon Mazlet State Park (North of Allen Branch and West of Peppenhorst Branch only)

## Ferrie Clyffe State Park

Fort De Chartres Historic Site (hunting with muzzle-loading shotgun or bow and arrow only)

## Fort Massac State Park

Giant City State Park (~~8:00 a.m. to 4:00 p.m.~~)

Green River State Wildlife Area (Lee County Conservation Area) (hunting for rabbit and quail on Monday and Tuesday only during the permit pheasant season; pheasant hunting permitted two days following close of permit pheasant season; ~~either sex may be taken; hens must be tagged; cocks only may be taken~~)

Hamilton County Conservation Area (8:00 a.m. to 4:00 p.m.)

Horseshoe Lake Public Hunting Area-Alexander County (Waterfowl Permit Area closed)

## I-24 Wildlife Management Area

Iroquois County State Wildlife Area (season opens two days after the pheasant permit season closes and runs for 5 consecutive days; 8:00 a.m. to 4:00 p.m.; hunters must check in and check out and wear Department issued back patch while hunting; pheasants of either sex may be taken, hen pheasants must be tagged with Department tag at the check station before leaving the area)

Johnson-Sauk Trail State Park (drawing at site for

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

hunter quota; 9:00 a.m. to 3:00 p.m.; non-fee hunting opens Wednesday after the final game bird release and continues until the close of the season, except closed Christmas Day, and Mondays and Tuesdays (only shot size of No. 5 lead or No. 3 steel or smaller may be used))

Jubilee College State Park (Sunrise to 4:00 p.m.)

Kankakee River State Park (9:00 a.m. to 3:00 p.m.; non-fee hunting opens the Wednesday after the final game bird release for five consecutive days or until the end of the season, whichever comes first; closed Christmas Day, New Year's Day and Mondays and Tuesdays; hunters must check in and check out; daily quota filled by drawing at 8:30 a.m.; hunters must check out by 3:15 p.m.; DOC back patch must be worn while hunting; only shot size of No. 5 lead or No. 3 steel or smaller may be used)

Kaskaskia River Fish and Wildlife Area (except Doza Creek Waterfowl Management Unit closed 3 days prior to and during duck season)

Kickapoo State Park (8:00 a.m. to 4:00 p.m.; no hunting during firearm deer season; hunters must check in and check out and report harvest; DOC issued back patch must be worn while hunting during the first 9 days of the season)

Kidd Lake State Natural Area

Lake Kinkaid Fish and Wildlife Area

Lake Shelbyville - Kaskaskia and West Okaw Fish and Wildlife Area

Little Black Slough State Natural AreaLower Cache River State Natural Area

Mackinaw River State Fish and Wildlife Area (first 10 days of season, ~~sunrise to~~ hunting hours 9:00 a.m. to 4:00 p.m.; daily usage quota filled on first-come basis; rabbit hunting only reopens the third Saturday in December for 9 consecutive days)

Marseilles Fish and Wildlife Area (no hunting during

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

firearm deer season)

Marshall State Fish and Wildlife Area (no hunting during firearm deer season)

Mazonia State Fish and Wildlife Area (opens the first day after the close of the Central Zone duck season, except ~~will not open on a Monday or Tuesday~~ closed on Monday and Tuesday; hunting hours 9:00 a.m. - 3:00 p.m.; only shot size of #5 lead or #3 steel or smaller may be used; check in and check out required; hunter quota filled by daily drawing for first five days of season; to participate in daily drawing, hunters must check in by 8:30 a.m.; DOC issued backpatch must be worn during first five days; after the first five days, hunters must sign in and sign out and report harvest; area closes at 3:30 p.m. daily; closed Christmas Day).

## Mermet Conservation Area

Middlefork Fish and Wildlife Area (8:00 a.m. to 4:00 p.m.; no hunting during the firearm deer season; hunters must check in and check out and report harvest; DOC issued back patch must be worn while hunting during the first 9 days of the season)

Mississippi River Pools 16, 17, 18, 21, 22, 24, 25 and 26

Moraine View State Park (rabbit hunting only permitted on Mondays and Tuesdays of permit pheasant hunting season when hunters must sign in and sign out at check station, and wear DOC issued back patch; hunting for pheasant and rabbit is permitted from the day after the permit pheasant season for five consecutive days when hunters must check in and check out and wear DOC issued back patch while hunting; pheasants of either sex may be taken during this period; hen pheasants must be tagged with DOC tag at check station; hunting hours for both periods are 8:00 a.m. to 4:00 p.m.; hunting for pheasant, rabbit and quail by falconry methods permitted October 1 through two days before permit pheasant season opens and per regulations in 17 Ill. Adm. Code 1590; falconry hunters must obtain free permit from site office before hunting and report harvest by December 1; failure to report harvest will result



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

in loss of hunting privileges the following year)

Panther Creek Conservation Area

Pike County Conservation Area (no hunting after November 30 in Area A)

Pyramid State Park (8:00 a.m. to 4:00 p.m.)

Railsplitter State Park (a pheasant and rabbit hunting program will be conducted ~~1-day~~ <sup>3 days</sup> only on December 9, 1990, 7 and 8, 1991; Railsplitter Upland Game Permits will be issued by a mail-in drawing at the site office. Registration procedures and hunter quota will be announced by public news release. Applications ~~for the drawing~~ will be accepted during the period from November 1 through November 15. The drawing will be conducted at the Railsplitter site office on November 16. Permits available after the drawing will be allocated on a first-come basis from the site office. Formal application blanks are not necessary to enter the drawing. Applicants will list on a plain piece of paper their name, mailing address and birthdate. Applications should be sent to Railsplitter Upland Game Permit (Adult), Railsplitter State Park, R.R. 3, Lincoln, IL 62656. Each permittee must check in at the site office between 8:00 a.m. and 8:30 a.m. and exchange his hunting license and Railsplitter Upland Game Permit for a back patch to be worn while in the field. Hunting hours are 8:30 a.m. to 4:00 p.m. Each hunter must check out and report his harvest at the hunter check station by 4:00 p.m. Statewide bag limits of 2 pheasants and 4 rabbits are in force; it is unlawful to hunt in restricted areas; hunting for pheasant, quail and rabbit by falconry methods will be permitted from the last Sunday in October through the first Sunday in November. October 1 through October 31 per regulations in 17 Ill. Adm. Code 1590; the season will close prior to the first Sunday in November. October 31 upon the harvest of 10 hen pheasants; falconry hunters must sign in at the site office before hunting and sign out immediately after hunting and report their harvest)

Ramsey Lake State Park (drawing at site for hunter quota; 9:00 a.m. to 3:00 p.m.; non-fee hunting opens

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Wednesday after the final game bird release and continues until the close of the season, except closed Christmas Day, New Year's Day and Mondays and Tuesdays; only shot size of No. 5 lead or No. 3 steel or smaller may be used)

Randolph County Conservation Area

Red Hills State Park (8:00 a.m. to 4:00 p.m.)

Rend Lake Wildlife Management Area ~~Project Lands and Waters~~

Rockhouse Creek (Monroe County)

Saline County Conservation Area (8:00 a.m. to 4:00 p.m.)

Sam Dale Conservation Area (8:00 a.m. to 4:00 p.m.)

Sam Parr Fish and Wildlife Area (8:00 a.m. to 4:00 p.m.)

Sand Ridge State Forest (drawing at 8:30 a.m. at site for hunter quota; hunting hours are 9:00 a.m. to 3:00 p.m.; non-fee hunting opens Wednesday after the final game bird release ~~game birds will be released every Tuesday and Friday commencing on the first day of the season, November 3 and terminating once all game bird production which is made up of quail and pheasant, have been released~~ and continued continues until the close of the season, except closed Christmas Day, New Year's Day and Mondays and Tuesdays; only shot size of No. 5 lead or No. 3 steel or smaller may be used; hunting for pheasants, rabbit and quail by falconry methods will be permitted on Mondays and Tuesdays during the Controlled Quail and Pheasant Program season dates per regulations in 17 Ill. Adm. Code 1590; it is unlawful to hunt by falconry methods in the vicinity of bird releases as birds are being released; falconry hunters must obtain a free permit from site office before hunting and report harvest by January 15; failure to report harvest will result in loss of hunting privileges the following year.

Sangamon County Conservation Area



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Sanganois Conservation Area

Sangchris Lake State Park (a pheasant, quail, and rabbit hunting program will be conducted 1 day only on December 9, 1990, 1991; Sangchris Lake Upland Game Permits will be issued by a mail-in drawing at the site office. Registration procedures and hunter quota will be announced by public news release. Applications for the drawing will be accepted during the period from November 1 through November 15. The drawing will be conducted at the Sangchris Lake site office on November 16. Permits available after the drawing will be allocated on a first-come basis from the site office. Formal application blanks are not necessary to enter the drawing. Applicants will list on a plain piece of paper their name, mailing address, birthdate, and their first, second, and third choice of hunting areas (Middle Peninsula access by personal boat only, North Mainland, or East Mainland). Applications should be sent to: Sangchris Lake Upland Game Permit (Adult), Sangchris Lake State Park, R.R. 17, Rochester, IL 62563. Each permittee must check in at the site office between 8:00 a.m. and 8:30 a.m. and exchange his/her hunting license and Sangchris Lake Upland Game Permit for a back patch to be worn while in the field. Hunting hours are 8:30 a.m. to 4:00 p.m. Each hunter must check out and report his harvest at the hunter check station by 4:00 p.m. Statewide bag limits of 2 cock pheasants, 4 rabbits, and 8 quail are in force. Rabbit hunting only will be permitted at Sangchris Lake State Park from December 22, 1990 to 1991 through December 31 except on Christmas Day; hunter quota will be announced by public news release; daily daily Sangchris Lake Rabbit Hunting Permits will be issued on a first-come basis at the site office between 8:00 a.m. and 9:00 a.m. on each respective hunting day. Hunters must possess a Sangchris Lake Rabbit Hunting Permit at all times when hunting. Hunting hours are 8:30 a.m. to 4:00 p.m. Each hunter must check out and report his harvest at the hunter check station by 4:00 p.m. Statewide bag limit of 4 rabbits is in force.)

Shawnee National Forest, LaRue Scatters (sunrise - noon)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Shawnee National Forest, Oakwood Bottoms (Greentree Reservoir, west of the Big Muddy Levee, sunrise - noon during statewide waterfowl season; after waterfowl season statewide hours; steel shot only)

Silver Springs State Park (9:00 a.m. to 3:00 p.m.; non-fee hunting opens the Wednesday after the final game bird release and runs for five consecutive days or until the end of the season, whichever comes first; closed Christmas Day, New Year's Day and Mondays and Tuesdays; hunters must check in and check out; daily quota filled by drawing at 8:30 a.m.; hunters must check out by 3:15 p.m.; DOC issued back patch must be worn while hunting; only shot size of No. 5 lead or No. 3 steel or smaller may be used; hunting for pheasant, rabbit and quail by falconry methods permitted October 1 through two days before permit pheasant season opens and per regulations in 17 Ill. Adm. Code 1590; falconry hunters must obtain free permit from site office before hunting and report harvest by December 1; failure to report harvest will result in loss of hunting privileges the following year)

Site M - Land leased from Commonwealth Edison in Cass County (In designated areas hunting will be allowed on weekends as announced by the Department. Hunting is limited to shotgun only in these areas. A hunter quota of 100 hunters is established on a first-come, first-served basis. In addition, tenants of the site and their immediate families (tenant is a person who lives on the land, immediate family is any person (s) living with the tenant on the land) will be allowed to hunt. Check in time is one-half hour before sunrise and all hunters must check in and out through the check station. Hunters other than tenants and immediate families will be assigned to a designated hunting area to begin hunt; after one hour of hunting, hunters may move to other areas at this site; parking is permitted at designated parking areas only)

Snake Den Hollow Fish and Wildlife Area (season - the day after the close of goose season until the statewide closing)

Stephen A. Forbes State Park (8:00 a.m. to 4:00 p.m.)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Tapley Woods State Natural Area (closed during firearm deer season)

Ten Mile Creek State Fish and Wildlife Area (permit required; areas designated as Refuge are closed to all access during Canada Goose Season only; permits must be returned by February 15 to the District Wildlife Manager, 700B West Lafayette, P.O. Box 313, Olney, IL 62450; parking card must be displayed in windshield while hunting)

Trail of Tears State Forest

Turkey Bluffs Fish and Wildlife Area

Washington County Conservation Area (drawing at site for hunter quota; 9:00 a.m. to 3:00 p.m.; non-fee hunting opens Wednesday after the final game bird release and continues until the close of the season, except closed Christmas Day, New Year's Day and Mondays and Tuesdays; only shot size of No. 5 lead or No. 3 steel or smaller may be used)

~~Wayne Fitzgerald State Recreation Area (rabbit hunting only. Daily drawing at the site. Show-up time 8:00 a.m. Hunting hours 9:00 a.m. through 3:00 p.m. daily. Hunting opens Wednesday, December 26 through Tuesday, January 1, 1991. Only shot size of No. 3 steel or smaller may be used).~~

Weinberg-King State Park

Wildcat Hollow State Forest

Witkowski State Wildlife Area (no hunting during firearm deer season as set in 17 Ill. Adm. Code 650).

- f) Statewide regulations as provided for in this part apply at the following sites, with additional regulations in parentheses. In addition, a free permit is required, which is obtained from each site office. Permits must be in possession while hunting. The permit must be returned and harvest reported by February 15 or the hunter will forfeit his hunting privileges at that particular site for the following year.

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Eagle Creek State Park

Fox Ridge State Park

Hidden Springs State Forest (no hunting during firearm deer season)

Lake Shelbyville Eagle Creek Wildlife Management Area

(Source: Amended at 15 Ill. Reg. 9924, effective June 24, 1991 )

Section 530.120 Regulations for Hunting Crow at Various Department-Owned or -Managed Sites

- a) Statewide regulations as provided for in this rule for crow hunting apply at the following site (season dates are in parentheses):

AMAX Leased Lands

Mississippi River Pools 16, 17, 18

Panther Creek Conservation Area

Pike County Conservation Area (July 1 through August 15)

- b) Statewide regulations as provided for in this rule for crow hunting apply, except hunting is permitted only during the second portion of the season at the following sites (season dates are in parentheses):

Anderson Lake Conservation Area (after Waterfowl season closes, but not before December 15, through March 1)

Big Bend Conservation Area (December 17 through March 1)

Big River (December 17 through March 1)

Green River State Wildlife Area (Lee County Conservation Area) (January 1 through March 1)

Silver Springs State Park (Day after site's upland game season closes, but not before December 15,



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

through March 1, check in and check out required.  
Hunters must report harvest before leaving site)

Trail of Tears (December 17 through March 1)

- c) All hunters must make a reasonable effort to retrieve all crippled birds. All crows taken must be removed from the site by the hunter.

(Source: Amended at 15 Ill. Reg. 9924, effective June 24, 1991)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) HEADING OF THE PART: Competitive Tournament Fishing on State-Owned and/or Leased Water Areas

- 2) CODE CITATION: 17 Ill. Adm. Code 115

- 3) SECTION NUMBERS: 115.30  
ADOPTED ACTION: Amendments

- 4) STATUTORY AUTHORITY: Implementing and authorized by Section 468 of "AN ACT to designate certain areas as State Parks, Memorials, Parkways, Boating Access Areas, Recreational Areas and Conservation Areas and to vest jurisdiction over them in the Department of Conservation" (Ill. Rev. Stat. 1985, ch. 105, par. 468) and Sections 1.5 and 2.1 of the Fish Code of 1971 (Ill. Rev. Stat. 1985, ch. 56, pars. 1.5 and 2.1).

- 5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

- 6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

- 7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

- 8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991

- 9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: March 8, 1991, 15 Ill. Reg. 3365

- 10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

- 11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: None

- 12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes

- 13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

- 14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

- 15) SUMMARY AND PURPOSE OF AMENDMENTS: Two additional sites have been added to the current list of regulated sites. By requiring permits for these functions, it will eliminate the problem of having two or more tournaments scheduled on the same date.

- 16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:



ILLINOIS REGISTER

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

ILLINOIS REGISTER

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER a: LANDS AND HISTORIC SITES

PART 115

COMPETITIVE TOURNAMENT FISHING ON STATE OWNED  
AND/OR LEASED WATER AREAS

Section  
115.10  
115.20  
115.30  
115.40  
115.50

Purpose of Rulemaking  
Definitions  
Regulated Sites  
Application and Reporting Requirements  
Contest or Event Requirements

AUTHORITY: Implementing and authorized by Section 468 of "AN ACT to designate certain areas as State Parks, Memorials, Parkways, Boating Access Areas, Recreational Areas and Conservation Areas and to vest jurisdiction over them in the Department of Conservation" (Ill. Rev. Stat. 1989, ch. 105, par. 468) and Sections 1.5 and 2.1 of the Fish Code of 1971 (Ill. Rev. Stat. 1989, ch. 56, pars. 1.5 and 2.1).

SOURCE: Adopted at 11 Ill. Reg. 7260, effective April 3, 1987; amended at 15 Ill. Reg. 9948, effective June 24, 1991.

Section 115.30 Regulated Sites

A permit is required for each competitive fishing tournament event on the following waters:

Newton Lake, Newton Lake Fish and Wildlife Area, Jasper County

Sangchris Lake, Sangchris Lake State Park, Sangamon and Christian Counties

Spring Lake, Spring Lake State Fish and Wildlife Area, Tazewell County

(Source: Amended at 15 Ill. Reg. 9948, effective June 24, 1991)

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

- 1) HEADING OF THE PART: Dove Hunting
- 2) CODE CITATION: 17 Ill. Adm. Code 730
- 3) SECTION NUMBERS:

730.10 Amendments

730.20 Amendments

730.30 Amendments
- 14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No
- 15) SUMMARY AND PURPOSE OF AMENDMENTS: Amendments to this Part are being made to update season dates, update regulations on sites and to add one new site.
- 16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.20 and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.20 and 3.5).

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

- 6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No
- 7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No
- 8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991
- 9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: March 22, 1991, 15 Ill. Reg. 4200
- 10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No
- 11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION:

In Section 730.20(c), Iroquois County, "back patch" was changed to two words.

In Section 730.20(c), Lake Le-Aqua-Na, a comma was added between "10" and "5:00" in the last line.

In Section 730.20(c), Rend Lake, the language in parentheses was changed to read "statewide regulations apply, except posted dove management areas close at 5:00 p.m., after 5:00 p.m., no person may hunt dove within 300 yards of dove management areas)".

- 12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes
- 13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

PART 730  
DOVE HUNTING

## Section

730.10 Statewide Regulations  
730.20 Regulations at Various Department-Owned or -Managed Sites  
730.30 Youth and Youth/Adult Dove Hunts at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.20 and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 1.13, 2.1, 2.2, 2.18, 2.20 and 3.5).

**SOURCE:** Adopted at 5 Ill. Reg. 8792, effective August 25, 1981; codified at 5 Ill. Reg. 10644; amended at 6 Ill. Reg. 9631, effective July 21, 1982; emergency amendment at 6 Ill. Reg. 10040, effective August 2, 1982; amended at 7 Ill. Reg. 10767, effective August 24, 1983; emergency amendment at 7 Ill. Reg. 10999, effective August 24, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 13680, effective July 25, 1984, amended at 9 Ill. Reg. 11601, effective July 16, 1985; emergency amendment at 9 Ill. Reg. 14025, effective September 4, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 15590, effective September 16, 1986; amended at 11 Ill. Reg. 9526, effective May 5, 1987; amended at 11 Ill. Reg. 11346, effective June 10, 1987; amended at 12 Ill. Reg. 1286, effective July 15, 1988; amended at 13 Ill. Reg. 10513, effective June 15, 1989; amended at 14 Ill. Reg. 11193, effective June 29, 1990; amended at 15 Ill. Reg. 9951, effective June 24, 1991.

## Section 730.10 Statewide Regulations

- a) Dove regulations are in accordance with Federal Regulations, unless the regulations in this rule are more restrictive. ~~(50 CFR 20.21, 1983; 50 CFR 20.103, 1990)~~
- b) Season dates: September 1 - October 30.
- c) Hunting hours: Noon to sunset.
- d) Daily limit: 15.
- e) Possession limit: 30 after the first hunting day.

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 15 Ill. Reg. 9951, effective June 24, 1991).

## Section 730.20 Regulations at Various Department-Owned or -Managed Sites

- a) All the regulations in 17 Ill. Adm. Code 510 - General Hunting and Trapping apply in this Section, unless this Section is more restrictive.

- b) General Regulations

- 1) Hunters shall use only steel shot size 6 or smaller on the following areas:

Anderson Lake Conservation Area

Banner Marsh Fish and Wildlife Area

Carlyle Lake Wildlife Management Area  
(subimpoundments only)

Chain O'Lakes State Park

Hennepin Canal Parkway State Park

Horseshoe Lake Conservation Area (Alexander County)

~~Kaskaskia River State Fish and Wildlife Area  
(steel shot in designated areas only)~~

Rend Lake Project Lands and Waters

Sanganois Conservation Area

Sangchris Lake State Fish and Wildlife Area

Shabbona State Park

Snake Den Hollow State Fish and Wildlife Area

Union County Refuge Conservation Area

Wayne Fitzgerald State Recreation Area

- 2) Hunters shall use only shot size 7 1/2, 8 or 9 lead or 6 steel or smaller on all areas, except as noted



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

under subsection (b)(1).

- c) Statewide season regulations as provided for in this rule shall apply at the following areas (exceptions are in parentheses):

AMAX Leased Lands (5:00 p.m. closing September 1 through Labor Day, statewide closing thereafter)

Anderson Lake Conservation Area (5:00 p.m. closing September 1 through Labor Day, statewide closing thereafter)

Argyle Lake State Park (5:00 p.m. closing September 1 through Labor Day; statewide closing thereafter)

Banner Marsh State Fish and Wildlife Area (September 1 - 30; 5:00 p.m. closing September 1 through Labor Day; statewide closing thereafter)

Big Bend Conservation Area (5:00 p.m. closing September 1 through Labor Day; statewide closing thereafter)

Big River State Forest (5:00 p.m. September 1 through Labor Day; statewide closing thereafter)

Cache River State Natural Area

Campbell Pond Wildlife Management Area

Carlyle Lake Lands and Waters - Corps of Engineers managed lands

Carlyle Lake Wildlife Management Area

Chain O'Lakes State Park (Season dates are September 1 - 91, 2, 3, 4, 7, 8, 11, 14, 15 only, 5:00 p.m. closing; daily quota filled on first-come, first-serve basis; check in and check out required; all hunting must be done within 10 feet of Department of Conservation (Department or DOC) marked sites; no gun may be carried into dove fields beyond hunting line; guns must be unloaded when walking to and from hunting areas; DOC issued back patch must be worn while hunting)

Clinton Lake State Park (No hunting within 100 yards

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

of dove management units; dove management units only, September 1 - 5, 5:00 p.m. closing; daily quota filled by drawing at designated units at 11:00 a.m.; No hunting within 100 yards of dove management units; in dove management units, shooting hours end at 5:00 p.m. daily September 1-5 and daily quotas are filled by daily drawings)

Crawford County Conservation Area (5:00 p.m. closing, September 1 - 30; statewide regulations thereafter)

Des Plaines Conservation Area (Season dates are September 8, 9, 15, 16, 22, 23, 29 and 30, 8, 14, 15, 21, 22, 28 and 29 only; 5:00 p.m. closing; daily quota filled on first-come, first-serve basis; check in and check out required; all hunting must be done within 10 feet of DOC marked sites; no gun may be carried into dove fields beyond hunting line; guns must be unloaded when walking to and from hunting areas; DOC issued back patch must be worn while hunting)

Dog Island Wildlife Management Area

Eldon Hazlet State Park (North of Allen Branch and West of Peppenhorst Branch)

Ferne Clyffe State Park

Ft. de Chartres State Historic Site (hunting with muzzle-loading shotgun only)

Ft. Massac State Park (5:00 p.m. closing)

Fox Ridge State Park (Dove Management Units only, September 1 - 3, 5:00 p.m. closing; daily quota filled by drawing at designated units at 11:00 a.m. after September 3, governed by subsection (d))

Giant City State Park (September 1 - 5; 5:00 p.m. closing; statewide regulations thereafter)

Green River State Wildlife Area (Lee County Conservation Area) (Season dates are September 6-October 30 only; season closed during dog field trials, 5 p.m. closing)

Hamilton County Conservation Area (5:00 p.m. closing

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

September 1 - 30: statewide regulations apply thereafter)

Heidecke Lake State Fish and Wildlife Area (Season dates are September 1 - 5, 5:00 p.m. closing; September 6 - 15 statewide hours; daily quota filled on first-come, first-serve basis; check in and check out required; all hunting must be done within 10 feet of DOC marked sites; no gun may be carried into dove fields beyond hunting line; guns must be unloaded when walking to and from hunting areas)

Hennepin Canal Parkway State Park (Season dates are September 1 - 10, and on Saturdays, Sundays and Wednesdays from September 11 - 30, 5:00 p.m. closing)

Hidden Springs State Forest (Dove management units only, September 1 - 3, 5:00 p.m. closing; daily quota filled by drawing at designated units at 11:00 a.m.; after September 3, governed by subsection (d))

Horseshoe Lake Conservation Area - Alexander County

Horseshoe Lake State Park - Madison County (Season dates are September 1 - 30, 5:00 p.m. closing)

I-24 Area (Season dates are opening day, Wednesdays, Saturdays and Sundays only, 5 p.m. closing)

Iroquois County Conservation Area (September 1 - 75, 5:00 p.m. closing; daily quota filled on first-come, first-serve basis by drawing, DOC back patch required; after September 75, statewide hours and seasons apply; hunting permitted only in designated areas; DOC issued back patch required September 1 - 75; all hunting must be done within 10 feet of DOC marked sites)

Johnson Sauk Trail State Park (Season dates are September 1 - 15, except closed Saturday and Sunday of Labor Day weekend, 5:00 p.m. closing)

Jubilee College State Park (Season dates are September 1 - 21 on Wednesdays, Saturdays, Sundays and holidays, 5:00 p.m. closing)

Kankakee River State Park (Season dates are

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

September 6 - 30, daily quota filled on first-come, first-serve basis; hunters must check in and check out; all hunting must be done within 10 feet of DOC marked sites; no gun may be carried into dove fields beyond hunting line)

Kaskaskia River State Fish and Wildlife Area (Hunting allowed on designated areas on odd number dates only during first week of season then everyday thereafter; ~~steel shot size 6 or smaller only~~; 5:00 p.m. closing)

Kickapoo State Park (Hunters must check in and check out)

Lake Kinkaid Fish and Wildlife Area

Lake Le-Aqua-Na State Park (Season dates are September 1 - 15 ~~except closed Saturday and Sunday of Labor Day weekend~~; except September 1 through 10, 5:00 p.m. closing)

Lake Shelbyville-Kaskaskia and West Okaw Fish and Wildlife Areas (dove management areas only, September 1 - 3, 5:00 p.m. closing; daily quota filled by drawing at 11:00 a.m. daily; statewide regulations apply to the rest of the site except no hunting within 300 yards of dove management areas)

Little Black Slough State Natural Area

Lower Cache River State Natural Area

Mackinaw River State Fish and Wildlife Area (September 1 - 30, 5 p.m. closing)

Marseilles Fish and Wildlife Area (Season dates are September 1 through the 1st Thursday after Labor Day, 5:00 p.m. closing; thereafter open Monday through Thursday, thereafter only and statewide hours apply)

Marshall State Fish and Wildlife Area

Matthiessen State Park (Season dates are September 1 - 15 only on opening day, holidays, Wednesdays, Saturdays and Sundays; except closed the Saturday and Sunday of Labor Day weekend; 5:00 p.m. closing)



## ILLINOIS REGISTER

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Mazonia State Fish and Wildlife Area (Season dates are September 1 - two weeks before duck season; hunters must check in and check out)

Marmet Lake Conservation Area (Season dates are opening day, Wednesdays, Saturdays and Sundays only, 5:00 p.m. closing; daily hunter quota 30 hunters, filled on a first-come, first-serve basis)

Middle Fork State Fish and Wildlife Area (September 1 - 7, 5:00 p.m. closing; daily quota filled by drawing at site 11:00 daily, registration begins at 10:00 a.m.; after September 7, statewide regulations apply; at all times, hunters must maintain 20 yard spacing and hunt in designated areas only)

Mississippi River Pools 16, 17, 18, 21, 22, 24

Mississippi River Pools 25, 26 (at Red's Landing, Rip Rap Landing, Stump Lake, Hadley Landing, Michael and Calhoun Point, noon - 5:00 p.m. from September 1 - 5, thereafter noon - sunset)

Moraine View State Park September 1 - 7, 5:00 p.m. closing; daily quota filled on first-come, first-serve basis; after September 7 statewide hours and seasons apply; hunters must check in and check out; at all times, hunters must wear DXC issued back patch and hunt in designated areas only)

Morrison-Rockwood State Park (Season dates are September 1 - 15 except closed Saturday and Sunday of Labor Day weekend; 5:00 p.m. closing)

Mt. Vernon Game Farm (Season dates are 5:00 p.m. closing; Wednesdays, Saturdays and Sundays only)

Panther Creek Conservation Area

Pike County Conservation Area (noon - 5:00 p.m. all season; hunting by stacked stragglers only)

Pyramid State Park (5:00 p.m. closing)

Railroad State Park (Season dates are September 6 - 17; hunter quota to be filled on a first-come basis; hunters must hunt from within 10 feet of a

## ILLINOIS REGISTER

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

hunter stake; no shooting except in the direction of the assigned fields)

Ramsey Lake State Park (5:00 p.m. closing)

Randolph County Conservation Area (5:00 p.m. closing; September 1-5; statewide regulations apply thereafter)

Red Hills State Park (Season dates are 5:00 p.m. closing; Wednesdays, Saturdays and Sundays only September 1 - 30; statewide regulations apply daily thereafter)

Rend Lake Wildlife Management Area (Project Lands and Waters (5:00 p.m. closing) statewide regulations apply, except posted dove management areas close at 5:00 p.m.; after 5:00 p.m., no person may hunt dove within 300 yards of dove management areas)

Rockhouse Creek (Monroe County)

Saline County Conservation Area (5:00 p.m. closing; September 1 - 30; statewide regulations apply thereafter)

Sam Dale Lake Conservation Area (5:00 p.m. closing)

Sam Parr State Park (5:00 p.m. closing September 1 - 30; statewide regulations apply thereafter)

Sand Ridge State Forest (Season dates are September 6 - October 30)

Sangamon County Conservation Area

Sangamon County Conservation Area (5:00 p.m. closing September 1 - 5; statewide regulations apply thereafter; hunter quota to be filled on a first-come basis)

Sangamon Lake State Park (Season dates are September 6 - 30)

Shabbona State Park (Season dates are September 1 - 15 only; 5:00 p.m. closing; closed Saturday and Sunday of Labor Day weekend)



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Siloam Springs State Park (noon - 5:00 p.m. all season; hunting by staked hunting sites only)

Silver Springs State Park (Season dates are September 6 - 30; check in and check out required; hunters must hunt planted dove fields only; hunters must hunt within 10 feet of Department marked sites; no gun may be carried into dove fields beyond hunting line; guns must be unloaded when entering and leaving hunting area; no hunting on days designated for National Hunting and Fishing Day activities)

Snake Den Hollow State Fish and Wildlife Area (Season dates are September 1 - 30; 5:00 p.m. closing through Labor Day, statewide closing thereafter)

Stephen A. Forbes State Park (5:00 p.m. closing)

Tapley Woods State Natural Area

Ten Mile Creek State Fish and Wildlife Area (permit required; areas designated as Refuge are closed to all access during Canada Goose Season only; parking card must be displayed on dashboard of vehicle; permit must be returned by February 15 to the District Wildlife Manager, P.O. Box 313, Olney, IL 62450)

Trail of Tears State Forest

Turkey Bluffs State Fish and Wildlife Area (5:00 p.m. closing)

Union County Conservation Area (Season dates are September 1-5; 5:00 p.m. closing; statewide regulations thereafter ~~September 6 - October 15~~)

Washington County Conservation Area

Wayne Fitzgerald State Recreation Area (closed September 1 - 3 and during horseback field trials; 5:00 p.m. closing)

Weinberg-King State Park (5:00 p.m. closing)

Wildcat Hollow State Forest

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Witkovsky State Wildlife Area

d) Statewide regulations as provided in this Part apply at the following sites with exceptions noted in parentheses. In addition, hunters must obtain a free permit from site office. Permits are not transferable and must be in possession while hunting. The permit must be returned and harvest reported by February 15 or hunter will forfeit hunting privileges for that site for the following year.

Eagle Creek State Park (Season dates are September 15 - October 30)

Fox Ridge State Park (does not apply in dove management units as noted in Section 730.20(c))

Hidden Springs State Forest (does not apply in dove management units as noted in Section 730.20(c))

Lake Shelbyville Eagle Creek Wildlife Management Area

e) Permit areas

1) Permit season dates shall be September 1 - 5 at the following sites, hunting hours shall be from Noon to 5:00 p.m. (exceptions in parenthesis):

Des Plaines Conservation Area (Hunters must hunt assigned fields only and hunt within 10 feet of DOC marked sites; no gun may be carried into dove field beyond shooting line; guns must be unloaded when walking to and from hunting area)

Green River State Wildlife Area (Lee County Conservation Area)

Kankakee River State Park (Hunters must hunt assigned fields only and hunt within 10 feet of DOC marked sites; no gun may be carried into dove field beyond shooting line; ~~hunting hours September 4 and 5 will be noon to sunset~~)

Railsplitter State Park (Hunters must hunt assigned fields only and hunt within 10 feet

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

of DOC marked sites; no gun may be carried into dove field beyond shooting line; no shooting except in direction of assigned fields)

Sand Ridge State Forest

Sangchris Lake State Park (Hunters must hunt assigned fields only; field 2 accessible by boat only; hunters must hunt within 10 feet of marked sites; no gun may be carried onto dove field beyond shooting line; it is unlawful to move stakes or markers)

Silver Springs State Park (Hunters must hunt assigned fields only and hunt within 10 feet of DOC marked sites; no gun may be carried into dove field beyond shooting line; guns must be unloaded when walking to and from hunting area; ~~hunting hours September 4-5 will be from to sunset~~)

2) Permit Applications

Applicants must contact the Department to obtain a permit reservation. Starting dates and methods for making reservations will be publicly announced. Applicants making reservations will be sent confirmation. Up to two reservations, but only one per applicant, may be made. Multiple reservations for the same person will not be accepted and that person will forfeit his right to acquire a reservation for the season.

3) Hunting at these areas is by special permit only for the first five days of the season; thereafter, no permits are required for hunting at these sites. All permits will be issued from Springfield and not from the area.

4) Check-in time for registration shall be between 9:00 a.m. and 11:00 a.m. Openings after 11:00 a.m. will be filled on a first-come basis, or by a daily drawing if there are more stand-by hunters than openings available.

5) All hunters must wear a back patch.

6) Shot size to be used is 7 1/2, 8 or 9 lead or 6

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

steel or smaller.

7) Each applicant shall apply for only one area and receive one permit per year. An applicant may reapply only if his previous application was unsuccessful.

(Source: Amended at 15 Ill. Reg. 9951, effective June 24, 1991)

Section 730.30 Youth and Youth/Adult Dove Hunts at Various Department-Owned or -Managed Sites

a) A one-day Youth Dove Hunt will be held on the first Saturday of the season, September 1, at the following sites:

Horseshoe Lake State Park

Kankakee River State Park

Ramsey Lake State Park

Sangchris Lake State Park

Silver Springs State Park

Stephen A. Forbes State Park

b) A one-day youth/adult dove hunt will be held on the first Saturday of the season, September 1, where both the youth and adult will be permitted to hunt at the following sites:

Mackinaw River State Fish and Wildlife Area

Mt. Vernon Game Farm

Sam Parr State Park

c) Hunting hours are from 12:00 p.m. to 5:00 p.m. Check-in time is from 10:00 a.m. to 11:30 a.m.

d) Hunter quota will be announced by public news release. Hunter quota is determined by the formula: one hunter per 10 to 40 huntable acres. Huntable acres are determined by, but not limited to, the biological studies on the number of the species available; the condition,

## ILLINOIS REGISTER

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

topography, and configuration of the land at the site; and the number of employees available to work at the site.

e) All hunters must have a hunting permit and wear a back patch while hunting. Stand-by permits will be available at the site by lottery drawing if vacancies occur.

f) Applicants must be between the ages of 10 and 15 inclusive, with a valid Illinois hunting license.

g) Each youth must be accompanied by a supervising adult. If the hunter does not have a valid Firearm Owner's Identification (F.O.I.D.) Card, the supervising adult is required to have a F.O.I.D. Card. Only one supervising adult in a hunting party is required to have a valid F.O.I.D. Card if the hunters in the hunting party stay under the immediate control (accompany youth hunters at all times) of the supervising adult possessing the valid F.O.I.D. Card. All adult hunters must have a valid F.O.I.D. card.

h) Applicants must contact the Department to obtain a permit reservation. Starting dates and methods for making reservations will be publicly announced. Applicants making reservations will be sent confirmation. Up to two reservations, but only one per applicant, may be made. Multiple reservations for the same person will not be accepted and that person will forfeit his right to acquire a reservation for the season.

(i) Shot size to be used is 7 1/2, 8 or 9 lead or 6 steel or smaller. Steel shot only at Sangchris Lake State Park.

(Source: Amended at 15 Ill. Reg. 9951, effective June 24, 1991)

## ILLINOIS REGISTER

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1) HEADING OF THE PART: General Hunting and Trapping on Department-Owned or -Managed Sites

2) CODE CITATION: 17 Ill. Adm. Code 510

3) SECTION NUMBERS: ADOPTED ACTION:

510.10

Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5) and by Section 63a28 of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 63a28)

5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991

9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: April 5, 1991, 15 Ill. Reg. 4829

10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: None

12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes

13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

15) SUMMARY AND PURPOSE OF AMENDMENTS: This Part was amended to add three new sites and to make changes in season dates and hunting hours. In addition, language has been deleted that prohibits hunting on controlled hunting areas when a hunter has been issued a citation for violation of certain laws.

16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS



DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS  
TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

PART 510  
GENERAL HUNTING AND TRAPPING ON  
DEPARTMENT-OWNED OR -MANAGED SITES

Section  
510.10 General Site Regulations  
510.20 Hunting and Trapping by Special Permit

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 1.13, 1.20, 2.1, 2.2, 2.6, 2.7, 2.9, 2.13, 2.18, 2.20, 2.24, 2.25, 2.26, 2.27, 2.28, 2.30, 2.33 and 3.5) and by Section 63a28 of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 63a28)

**SOURCE:** Adopted at 5 Ill. Reg. 8011, effective July 24, 1981; codified at 5 Ill. Reg. 10633; amended at 6 Ill. Reg. 9637, effective July 21, 1982; amended at 7 Ill. Reg. 10775, effective August 24, 1983; amended at 8 Ill. Reg. 13700, effective July 24, 1984, amended at 9 Ill. Reg. 11610, effective July 16, 1985; amended at 10 Ill. Reg. 15597, effective September 16, 1986; amended at 11 Ill. Reg. 9535, effective May 5, 1987; amended at 12 Ill. Reg. 11724, effective June 30, 1988; amended at 13 Ill. Reg. 10583, effective June 19, 1989; amended at 14 Ill. Reg. 14762, effective September 4, 1990; amended at 15 Ill. Reg. 9966, June 24, 1991.

Section 510.10 General Site Regulations

a) Regulations

- 1) All applicable regulations found in the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2 et seq.), federal regulations (50 CFR 1, effective September 30, 1985) and Department of Conservation (Department or DOC) Administrative Rules apply on any Department site.
- 2) All the regulations cited in this Part apply to all Department species rules, unless the species rule is more restrictive.

## DEPARTMENT OF CONSERVATION

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## NOTICE OF ADOPTED AMENDMENTS

## b) Definitions:

- 1) Unauthorized person - any individual who is not a Department employee or an individual who is not present for the purpose of hunting or trapping.
- 2) Designated area - a defined location at a site with a set boundary within which only a specified recreational activity such as hunting or trapping may take place during a publicly announced time period.
- 3) Restricted area - a defined location at a site with a set boundary within which hunting and/or trapping is prohibited.
- 4) Refuge area - a defined location at a site with a set boundary within which no public activity or presence is allowed, except as authorized by the site superintendent when it is determined that activity such as nature studies, hiking, fishing or camping would not be detrimental to the purpose of the refuge.
- 5) Adult - a person 18 years of age or older.

## c) It shall be unlawful:

- 1) For any person to possess or consume any alcoholic beverage, including beer or wine, prior to or while on any site for the purpose of hunting or trapping.
- 2) To hunt or trap on any site with a manned check station without first declaring game killed on a previous hunt and in possession either on the hunter's person or in his vehicle.
- 3) To construct or use any tree stand using nails, screws or any device which pierces or cuts the bark of the tree on which it is installed. Any tree stand must be portable and must be removed at the end of each day, unless otherwise specified in 17 Ill. Adm. Code 650, 660 and 670.
- 4) To hunt or trap in restrictively posted areas, developed recreation areas, and within 100 yards of construction sites, residences, and developed recreation areas.

- 5) For unauthorized persons to use or occupy in any manner designated hunting areas during the permit hunting season, when authorized hunting is in progress.
- 6) To use any site when the site superintendent or his authorized representative determine and state that weather, water, equipment, or other conditions make the use of the site unsafe.
- 7) To hunt or trap outside designated areas at the site.
- 8) To trespass within a refuge.
- 9) To hunt or trap on any Department-owned or -managed land that is not open to hunting or trapping pursuant to applicable species rules (17 Ill. Adm. Code 530, 550, 570, 590, 650, 670, 690, 710, 730, and 740).
- 10) To buy, sell or commercialize hunting or trapping rights, directly or indirectly, except that this does not apply to Department of Conservation hunting or trapping fees.
- 11) To hunt or trap without a valid permit where permits are required.
- 12) To enter a refuge or restricted area to retrieve wounded game unless authorized by the Department. Authorization may be obtained from any Department employee at the site. Authorization will be based upon person's apparent ability to retrieve game without dog or weapons.
- 13) ~~To hunt or trap on a site for the remainder of the controlled hunting or trapping season on that site (See Sections 530.80 and 570.40) after being issued a citation for violation of the Wildlife Code or the Administrative Rules in Title 17 at that site. Hunters may request a hearing within ten days of the citation by written request addressed to: Legal Division, Department of Conservation, 524 S. Second Street, Springfield, IL 62706. Such hearing shall be governed by the provisions of 17 Ill. Adm. Code 2530.~~

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## d) Specific Management Procedures

- 1) Specific management procedures will be posted at either check stations or site parking lots at the site so the procedures will be visible to the public.
- 2) Where there is a check station in operation, or where designated, hunters must sign in and/or sign out, and report their kill within fifteen minutes, or as posted, after completing their hunt. Some areas require the wearing of a back patch and depositing hunting license (or Firearm Owner's Identification card if the hunter is exempt from buying a license).
- 3) At sites where windshield permits are issued, such permits must be displayed in a location visible through the windshield of the vehicle while hunting.
- 4) Department will have the authority to issue ~~at each site specific deer permits in addition to the two statewide any other deer permits issued by the Department (see Parts 650, 660 and 670, Section 670-20); and to designate the sex of deer (antlered or antlerless) that hunters may harvest through site-specific regulations.~~

~~e) For all these species to which a daily and/or possession limit shall apply, each hunter shall maintain his bag of said species separate and distinct from those of all other hunters.~~

~~f) Only shotgun or bow and arrow shall be used for hunting unless otherwise specified.~~

~~g) If hunter or trapper quotas are necessary at any site, the quotas will be determined at the discretion of the Department and posted at the site unless the public is notified by news release that the quota will be filled by drawing or special permit. Hunter and trapper quotas are determined by the formula 1 hunter or trapper per 10-40 acres. Acres are determined by but not limited to the biological studies on the number of the species available, the condition, topography and configuration of the land at the site, the condition of the roads at the site and the number of employees available to work~~

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

at the site. All quotas are filled on a first-come, first-served basis unless the public is notified by a public news release that the quota will be filled by a drawing or special permit. The Department shall use a special permit or drawing quota system whenever past hunter or trapper participation at a particular site reveals that the demand exceeds the quota established by the Department.

~~h) Hunters are required to wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches while hunting cack-pheasant, quail, Hungarian partridge, rabbit, snipe, rail and woodcock. Trappers are required to wear a cap and upper outer garment of solid and vivid blaze orange during the upland game season on sites where upland game hunting is in progress.~~

(Source: Amended at 15 Ill. Reg. 9966, effective June 24, 1991)



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1) HEADING OF THE PART: Illinois Salmon Stamp Contest Procedures

2) CODE CITATION: 17 Ill. Adm. Code 2550

3) SECTION NUMBERS:

2550.10  
2550.15

ADOPTED ACTION:

Amendment  
New Section

4) STATUTORY AUTHORITY: Implementing Sections 1.2, 1.3p, 1.5, 5.1a and 5.21 of the Fish Code of 1971 (Ill. Rev. Stat. 1989, ch. 56, pars. 1.2, 1.3p, 1.5, 5.1a and 5.21) and authorized by Section 5 of The Illinois Purchasing Act (Ill. Rev. Stat. 1989, ch. 127, par. 132.5).

5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991

9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: March 15, 1991, 15 Ill. Reg. 3655

10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: None

12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes

13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

15) SUMMARY AND PURPOSE OF AMENDMENTS: Due to declining interest in the annual Illinois Salmon Stamp Contest, the Department has determined that the contest will only be held in any year in which twenty interested artists, the Director of the Illinois Department of Conservation, the Governor of the State of Illinois or any member of the Illinois Legislature requests such a contest.

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER f: ADMINISTRATIVE SERVICES

PART 2550  
ILLINOIS SALMON STAMP CONTEST PROCEDURES

Section  
2550.10 Objective  
2550.15 Prerequisite to Contest  
2550.20 General Procedures and Definitions  
2550.30 Contest Dates, Deadlines and Awards  
2550.40 Contest Eligibility  
2550.50 Technical Requirements and Scoring Criteria  
2550.60 Subject Matter Restrictions  
2550.70 Submission Procedures for Entry  
2550.80 Property Insurance for Entries  
2550.90 Display and Return of Entries  
2550.100 Failure to Comply With Contest Rules and Procedures  
EXHIBIT A Illinois Salmon Stamp Contest Purchase-Award Agreement

AUTHORITY: Implementing Sections 1.2, 1.3p, 1.5, 5.1a and 5.21 of the Fish Code of 1971 (Ill. Rev. Stat. 1989, ch. 56, pars. 1.2, 1.3p, 1.5, 5.1a and 5.21) and authorized by Section 5 of The Illinois Purchasing Act (Ill. Rev. Stat. 1989, ch. 127, par. 132.5).

SOURCE: Adopted at 9 Ill. Reg. 8138, effective May 21, 1985; amended at 15 Ill. Reg. 9973, effective June 24, 1991.

Section 2550.10 Objective

The purpose of the annual Illinois Salmon Stamp Contest is to provide an opportunity for open competition in the selection of a design for the State Salmon Stamp.

(Source: Amended at 15 Ill. Reg. 9973, effective June 24, 1991)

Section 2550.15 Prerequisite to Contest

- a) A contest will be held in any year in which twenty (20) interested artists, the Director of the Illinois Department of Conservation, the Governor of the State of Illinois or any member of the Illinois Legislature

- b) If no such request is received by the Division of Resource Marketing, Illinois Department of Conservation, 524 S. Second Street, Springfield, IL 62701 on or before the 1st day of April of the year preceding the year for which the stamp will be issued, the Department of Conservation shall not hold a Salmon Stamp Contest for that year.

(Source: Added at 15 Ill. Reg. 9973, effective June 24, 1991)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) HEADING OF THE PART: Sport Fishing Regulations for the Waters of Illinois

- 2) CODE CITATION: 17 Ill. Adm. Code 810

- 3) SECTION NUMBERS: ADOPTED ACTION:

810.45

Amendments

- 4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.4, 1.5, 1.10, 2.1, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10, 3.12, 3.14, 3.18, 3.19, 4.11, 5.1, 5.7, and 6.1 of the Fish Code of 1971 (Ill. Rev. Stat. 1989, ch. 56, pars. 1.4, 1.5, 1.10, 2.1, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10, 3.12, 3.14, 3.18, 3.19, 4.11, 5.1, 5.7, and 6.1)

- 5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

- 6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

- 7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

- 8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991

- 9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: April 12, 1991, 15 Ill. Reg. 5160

- 10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

- 11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: None

- 12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes

- 13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? Yes

- 14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART?

<u>Section Number</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
810.35	Amendments	17 Ill. Adm. Code 8101
		May 31, 1991

- 15) SUMMARY AND PURPOSE OF AMENDMENTS: Two sites were added in Section 810.45; Baker Lake and Coal Creek. Site regulations were added to prevent initial overharvesting at these newly acquired properties. At Lake Carlton, the 5 fish per day creel limit on crappie was increased because it was so stringent that it discouraged anglers from fishing.

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- 16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 810

## SPORT FISHING REGULATIONS FOR THE WATERS OF ILLINOIS

## Section

- 810.10 Sale of Fish and Fishing Seasons
- 810.20 Snagging
- 810.30 Pole and Line Fishing Only (Repealed)
- 810.35 Statewide Sportfishing Regulations - Daily Catch and Size Limits
- 810.37 Definitions for Site Specific Sportfishing Regulations
- 810.40 Daily Catch and Size Limits (Repealed)
- 810.45 Site Specific Water Area Regulations
- 810.50 Bait Fishing
- 810.60 Bullfrogs
- 810.70 Free Fishing Days
- 810.80 Emergency Protective Regulations
- 810.90 Tagged Fishing Tournament Permit
- 810.100 Bed Protection

**AUTHORITY:** Implementing and authorized by Sections 1.4, 1.5, 1.10, 2.1, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10, 3.12, 3.18, 3.19, 4.11, 5.1, 5.7, and 6.1 of the Fish Code of 1971 (Ill. Rev. Stat. 1989, ch. 56, pars. 1.4, 1.5, 1.10, 2.1, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10, 3.12, 3.14, 3.18, 3.19, 4.11, 5.1, 5.7, and 6.1)

**SOURCE:** Adopted at 5 Ill. Reg. 751, effective January 8, 1981; codified at 5 Ill. Reg. 10647; amended at 6 Ill. Reg. 342, effective December 23, 1981; amended at 6 Ill. Reg. 7411, effective June 11, 1982; amended at 7 Ill. Reg. 209, effective December 22, 1982; amended at 8 Ill. Reg. 1564, effective January 23, 1984; amended at 8 Ill. Reg. 16769, effective August 30, 1984; amended at 9 Ill. Reg. 2916, effective February 26, 1985; emergency amendments at 9 Ill. Reg. 3825, effective March 13, 1985, for a maximum of 150 days; emergency expired August 10, 1985; amended at 9 Ill. Reg. 6181, effective April 24, 1985; amended at 9 Ill. Reg. 14291, effective September 5, 1985; amended at 10 Ill. Reg. 4835, effective March 6, 1986; amended at 11 Ill. Reg. 4638, effective March 10, 1987; amended at 12 Ill. Reg. 5306, effective March 8, 1988; emergency amendments at 12 Ill. Reg. 6981, effective April 4, 1988, for a maximum of 150 days; emergency expired September 1, 1988; emergency amendments at 12 Ill. Reg. 10525, effective June 7, 1988, for a maximum of 150 days; emergency expired November 4, 1988; amended at 12 Ill. Reg. 15982, effective September 27, 1988; amended at 13 Ill. Reg. 8419, effective May 19, 1989; emergency amendments at 13 Ill. Reg. 12643, effective July 14, 1989, for a maximum of 150 days; emergency expired December 11, 1989; emergency amendments at 13 Ill. Reg. 14085, effective September 4, 1989, for a maximum of 150 days; emergency expired February 1, 1990; emergency amendments at 13 Ill. Reg. 15118, effective September 11, 1989, for a maximum of 150 days; emergency expired February 8, 1990; amended at 14 Ill. Reg. 6164, effective April 17, 1990; emergency amendments at 14 Ill. Reg. 6865, effective April 17, 1990, for a maximum of 150 days; emergency expired September 19, 1990; amended at 14 Ill. Reg. 8588, effective May 21, 1990; amended at 14 Ill. Reg. 16863, effective October 1, 1990; amended at 15 Ill. Reg. 4699, effective March 18, 1991;

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

emergency amendments at 15 Ill. Reg. 5430, effective March 27, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 9977, effective June 24, 1991.

## Section 810.45 Site Specific Water Area Regulations

Fishing regulations, including species of fish, fishing methods and daily catch limits are listed for each water area. The numbers in parenthesis refer to the corresponding numbered definitions in Section 810.37 of this Part. The word "All" refers to the fishing methods allowed. If a water area is not listed or if a specific species is not listed, then state-wide restrictions apply. Check the bulletin boards at the specific site for any emergency changes to regulations.

Allison Lake, City of Allison  
Logan County

- All
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Andover Lake, City of Andover  
Henry County

- Channel Catfish
- 6 Fish Daily Creel Limit

Apple River, State of Illinois  
Carroll County

- Trout
- Spring Closed Season (11)

Argyle Lake, Argyle Lake State Park  
McDonough County

- All
- Channel Catfish
- Large or Smallmouth Bass (14)
- Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish >15" &/or 5 <12" Daily (12)
- Fall Closed Season (10)

Ashland City Reservoir, City of Ashland  
Cass County

- All
- Channel Catfish
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

Ashley Reservoir, City of Ashley  
Washington County

- All
- Channel Catfish
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

Auburn Park Lagoon, Chicago Park District  
Cook County

- All
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

## ILLINOIS REGISTER

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Axehead Lake, Cook County Forest Preserve

Cook County  
Trout

- Fall Closed Season (10)

## Baker Lake, City of Peru

LaSalle County

- All
- Bluegill or Redear Sunfish
- Channel Catfish
- Large or Smallmouth Bass (14)
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 1 Fish Daily Creel Limit

## Baldwin Lake, Baldwin Lake Conservation Area

Randolph County

- All
- Crappie (15)
- Crappie (15)
- Large or Smallmouth Bass (14)
- Striped, White, Hybrid Bass
- Striped, White, Hybrid Bass (16)
- 2 Pole and Line Fishing Only (1)
- 25 Fish Daily Creel Limit
- 9" Minimum Length Limit
- 18" Minimum Length Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit

## Banana Lake, Lake County Forest Preserve District

Lake County

- All
- Channel Catfish
- Large or Smallmouth Bass (14)
- Large or Smallmouth Bass (14)
- Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Fall Closed Season (10)

Banner Marsh Lake & Ponds, Banner Marsh State Fish and Wildlife Area  
Peoria/Fulton Counties

- All
- Channel Catfish
- Large or Smallmouth Bass (14)
- Large or Smallmouth Bass (14)
- Walleye or Sauger (14)
- 2 Pole and Line Fishing Only (1)(7)
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 14" Minimum Length Limit

## Bay Creek Lake, U.S. Forest Service

Pope County

- All
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

## Beall Woods Lake, Beall Woods Conservation Area

Wabash County

- All
- Channel Catfish
- Large or Smallmouth Bass (14)
- Trout
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Fall Closed Season (10)

## ILLINOIS REGISTER

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Beaver Dam Lake, Beaver Dam State Park

Macoupin County

- All
- Bluegill or Redear Sunfish (14)
- Channel Catfish
- Crappie (15)
- Crappie (15)
- Large or Smallmouth Bass (14)
- Large or Smallmouth Bass (14)
- Trout
- 2 Pole and Line Fishing Only (1)
- 25 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 10 Fish Daily Creel Limit
- 9" Minimum Length Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- Fall Closed Season (10)

## Belleau Lake, Cook County Forest Preserve

Cook County

- Trout
- Fall Closed Season (10)

## Bird Park Quarry, City of Kankakee

Kankakee County

- Trout
- Trout
- Fall Closed Season (10)
- Spring Closed Season (11)

## Borah Lake, City of Olney

Richland County

- All
- Channel Catfish
- Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit

## Boston Pond, Stephen A. Forbes State Park

Marion County

- Trout
- Trout
- Fall Closed Season (10)
- Spring Closed Season (11)

## Buckner City Reservoir, City of Buckner

Franklin County

- All
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

## Bunker Hill Lake, City of Bunker Hill

Macoupin County

- All
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

## Burrells Wood Park Pond

White County

- Channel Catfish
- 6 Fish Daily Creel Limit

## Busse Lake, Cook County Forest Preserve

Cook County

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
Walleye or Sauger (14) - 6 Fish Daily Creel Limit  
- 16" Minimum Length Limit
- Campus Pond - Eastern Ill. University, Eastern Illinois University  
Coles County  
Trout - Fall Closed Season (10)  
Trout - Spring Closed Season (11)
- Canton P.D. Lakes & Ponds, City of Canton  
Fulton County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Canton Park Dist. Trout Pond, City of Canton  
Fulton County  
Trout - Fall Closed Season (10)
- Carlyle Lake (20), U.S. Army Corps of Engineers  
Clinton County  
Crappie (15) - 10 Fish Daily Creel Limit  
Crappie (15) - 10" Minimum Length Limit  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit
- Carthage Lake, City of Carthage  
Hancock County  
Channel Catfish - 6 Fish Daily Creel Limit
- Cave-in-Rock State Park Pond, Cave-in-Rock State Park  
Hardin County  
Trout - Fall Closed Season (10)  
Trout - Spring Closed Season (11)
- Cedar Lake, U.S. Forest Service and City of Carbondale  
Jackson County  
All  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
Striped, White, Hybrid Bass - 15" Minimum Length Limit  
Striped, White, Hybrid Bass (16) - 17" Minimum Length Limit  
Walleye or Sauger (14) - 3 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Centralia Lake, City of Centralia  
Marion County  
Large or Smallmouth Bass (14) - 15" Minimum Length Limit
- Charleston Lower Channel Lake, City of Charleston  
Coles County

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- All  
Charleston Side Channel Lake, City of Charleston  
Coles County  
- 2 Pole and Line Fishing Only (1)
- All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
Striped, White, Hybrid Bass - 14" Minimum Length Limit  
Striped, White, Hybrid Bass (16) - 17" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Charlie Brown Lake & Pond, City of Flora  
Clay County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Citizen's Lake (North & South), City of Monmouth  
Warren County  
All  
Bluegill or Redear Sunfish (14) - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 10 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
- 12-15" Slot Length Limit (3)
- Citizen's Lake (North), City of Monmouth  
Warren County  
Trout - Fall Closed Season (10)
- Clear Lake, Kickapoo State Park  
Vermillion County  
Trout - Fall Closed Season (10)  
Trout - Spring Closed Season (11)
- Clinton Lake, Clinton Lake State Recreation Area  
DeWitt County  
All  
Crappie (15) - 2 Pole and Line Fishing Only (1)(18)  
Crappie (15) - 25 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 9" Minimum Length Limit  
Striped, White, Hybrid Bass - 14" Minimum Length Limit  
Striped, White, Hybrid Bass (16) - 17" Minimum Length Limit  
Walleye or Sauger (14) - 3 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Coal Creek Fish and Wildlife Area, State of Illinois  
Bureau County  
All  
Bluegill or Redear Sunfish (14) - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 10 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit





## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

East Fork Lake, City of Olney  
Richland County

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 25 Fish Daily Creel Limit
- 12-15" Slot Length Limit (3)
- 14" Minimum Length Limit

Evergreen Lake, City of Bloomington  
McLean County

- 15" Minimum Length Limit

Faries Park Pond, City of Decatur  
Macon County

- Fall Closed Season (10)

Ferne Clyffe Lake, Ferne Clyffe State Park  
Johnson County

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Fall Closed Season (10)
- Spring Closed Season (11)

Fitch & Bond Lake, Canton Park District  
Fulton County

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Forbes State Lake, Stephen A. Forbes State Park  
Marion County

- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit

Forbes State Lake & Ponds, Stephen A. Forbes State Park  
Marion County

- 2 Pole and Line Fishing Only (1)(6)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit

Forest Park Lagoon, City of Shelbyville  
Shelby County

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Fall Closed Season (10)
- Spring Closed Season (11)

Four Lakes, Winnebago County Forest Preserve  
Winnebago County

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Channel Catfish

- 6 Fish Daily Creel Limit

Fox Chain O'Lakes, State of Illinois  
Lake County

- 14" Minimum Length Limit (6)
- 16" Minimum Length Limit (6)

Fox Ridge Lake, Fox Ridge State Park  
Coles County

- 2 Pole and Line Fishing Only (1)
- 14" Minimum Length Limit
- 14" Minimum Length Limit
- 14" Minimum Length Limit

Frank Holten Lakes, Frank Holten State Park  
St. Clair County

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- Fall Closed Season (10)
- Spring Closed Season (11)

Franklin Creek, Franklin Creek State Natural Area  
Lee County

- 2 Pole and Line Fishing Only (1)(9)

Gale Lake, Village of East Galesburg  
Knox County

- 2 Pole and Line Fishing Only (1)
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit

Game Farm Pond-Mt. Vernon, Mt. Vernon Game Farm  
Jefferson County

- Fall Closed Season (10)
- Spring Closed Season (11)

Garfield Park Lagoon, Chicago Park District  
Cook County

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Gebhard Woods Ponds, Gebhard Woods State Park  
Grundy County

- 2 Pole and Line Fishing Only (1)
- Spring Closed Season (11)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Gillespie New City Lake, City of Gillespie  
Macoupin County

- Channel Catfish
- 6 Fish Daily Creel Limit
- 12-15" Slot Length Limit (3)
- Large or Smallmouth Bass (14)
- 3 Fish Daily Creel Limit
- Large or Smallmouth Bass (14)

Gillespie Old City Lake, City of Gillespie  
Macoupin County

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14)
- 15" Minimum Length Limit
- Large or Smallmouth Bass (14)
- 3 Fish Daily Creel Limit

Gladstone Lake, Henderson County Conservation Area  
Henderson County

- All
- 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14)
- 10 Fish Daily Creel Limit
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14)
- 12-15" Slot Length Limit (3)
- Large or Smallmouth Bass (14)
- 3 Fish Daily Creel Limit

Glen Shoals Lake, City of Hillsboro  
Montgomery County

- Large or Smallmouth Bass (14)
- 15" Minimum Length Limit
- Large or Smallmouth Bass (14)
- 3 Fish Daily Creel Limit
- Striped, White, Hybrid Bass
- 17" Minimum Length Limit
- Striped, White, Hybrid Bass (16)
- 3 Fish Daily Creel Limit

Gompers Park Lagoon, Chicago Park District  
Cook County

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit

Gordon F. More Park Lake, City of Alton  
Madison County

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit

Governor Bond Lake, City of Greenville  
Bond County

- Large or Smallmouth Bass (14)
- 15" Minimum Length Limit
- Large or Smallmouth Bass (14)
- 3 Fish Daily Creel Limit
- Striped, White, Hybrid Bass
- 17" Minimum Length Limit
- Striped, White, Hybrid Bass (16)
- 3 Fish Daily Creel Limit

Greenfield City Lake, City of Greenfield  
Green County

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit

Greenville Old City Lake, City of Greenville  
Bond County

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Trout
- Fall Closed Season (10)

Harrisburg New City Reservoir, City of Harrisburg  
Saline County

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit

Heidecke Lake, Heidecke Lake State Fish and Wildlife Area  
Grundy County

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14)
- 18" Minimum Length Limit
- Large or Smallmouth Bass (14)
- 3 Fish Daily Creel Limit
- Striped, White, Hybrid Bass
- 10 Creel/3 Fish 17" or Longer Daily (17)
- Walleye or Sauger (14)
- 14" Minimum Length Limit

Hennepin Canal, Hennepin Canal Parkway State Park  
Multiple Counties

- Large or Smallmouth Bass (14)
- 14" Minimum Length Limit
- Trout
- Fall Closed Season (10)
- Trout
- Spring Closed Season (11)

Hennepin Canal-Mainline & Feeder, Hennepin Canal Parkway State Park  
Multiple Counties

- All
- 2 Pole and Line Fishing Only (1)(13)
- Large or Smallmouth Bass (14)
- 14" Minimum Length Limit
- Walleye or Sauger (14)
- 14" Minimum Length Limit

Herrick Lake, DuPage County Forest Preserve District  
DuPage County

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit

Hidden Springs State Forest Ponds, Hidden Springs State Forest  
Shelby County

- All
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14)
- 14" Minimum Length Limit

Highland Old City Lake, City of Highland  
Madison County



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

All  
Channel Catfish  
Trout  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- Fall Closed Season (10)

Hillsboro Old City Lake, City of Hillsboro  
Montgomery County

All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 12-15" Slot Length Limit (3)

Homer Lake, Champaign County Forest Preserve District  
Champaign County

All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

Hornel Ponds, Donnelly State Fish and Wildlife Area  
Bureau County

All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)(19)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

Horseshoe Lake-Alexander Co., Horseshoe Lake Conservation Area  
Alexander County

All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

Horton Lake, Nauvoo State Park  
Hancock County

All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Humbolt Park Lagoon, Chicago Park District  
Cook County

All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Ill. Dept. of Transportation Lake, State of Illinois  
Sangamon County

All  
Channel Catfish  
Trout  
Trout  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- Fall Closed Season (10)  
- Spring Closed Season (11)

Illinois & Michigan Canal, State of Illinois  
Grundy/LeSalle Counties  
All

- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Channel Catfish  
- 6 Fish Daily Creel Limit

Illinois Beach State Park Ponds, Illinois Beach State Park  
Lake County

All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Jackson Park Lagoon (including Columbia Basin), Chicago Park District  
Cook County

All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Johnson Sauk Trail Lake & Pond, Johnson Sauk Trail State Park  
Henry County

All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

Jones Park Lake, City of East St. Louis  
St. Clair County

All  
Channel Catfish  
Trout  
Trout  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- Fall Closed Season (10)  
- Spring Closed Season (11)

Jones State Lake, Saline County Conservation Area  
Saline County

All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

Jones State Lake Pond, Saline County Conservation Area  
Saline County

Trout  
Trout  
- Fall Closed Season (10)  
- Spring Closed Season (11)

Jubilee College State Park Ponds, Jubilee College State Park  
Peoria County

All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Kaskaskia River & all tributaries, State of Illinois  
Multiple Counties

Walleye or Sauger (14)  
- 14" Minimum Length Limit

Kendall Co. Lake #1, Kendall County Forest Preserve District  
Kendall County

All  
- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Channel Catfish  
 Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Kent Creek, State of Illinois  
 Winnebago County  
 Trout - Spring Closed Season (11)
- Kickapoo State Park Lakes & Ponds, Kickapoo State Park  
 Vermilion County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Kinkaid Lake, Kinkaid Lake State Fish and Wildlife Area  
 Jackson County  
 Large or Smallmouth Bass (14) - 18" Minimum Length Limit  
 Walleye or Sauger (14) - 14" Minimum Length Limit
- Lake Atwood, McHenry County Conservation District  
 McHenry County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Trout - Spring Closed Season (11)
- Lake Bloomington, City of Bloomington  
 McLean County  
 Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
 Striped, White, Hybrid Bass - 17" Minimum Length Limit  
 Striped, White, Hybrid Bass (16) - 3 Fish Daily Creel Limit  
 Walleye or Sauger (14) - 14" Minimum Length Limit
- Lake Carlton, Morrison-Rockwood State Park  
 Whiteside County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Crappie (15) - ~~6 Fish Daily Creel Limit~~ 25 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
 Walleye or Sauger (14) - 14" Minimum Length Limit
- Lake Co. Forest Preserve District Lakes, Lake County Forest Preserve District  
 Lake County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 15" Minimum Length Limit
- Lake Decatur, City of Decatur

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Macon County  
 All - 2 Pole and Line Fishing Only (1)  
 Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
 Walleye or Sauger (14) - 14" Minimum Length Limit
- Lake Eureka, City of Eureka  
 Woodford County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Lake George, Loud Thunder Forest Preserve  
 Rock Island County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
 Walleye or Sauger (14) - 14" Minimum Length Limit
- Lake Glendale, Shawnee National Forest  
 Pope County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Lake Jacksonville, City of Jacksonville  
 Morgan County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Crappie - 25 Fish Daily Creel Limit  
 Crappie - 9" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
 Striped, White, Hybrid Bass - 17" Minimum Length Limit  
 Striped, White, Hybrid Bass (16) - 3 Fish Daily Creel Limit
- Lake Kakusha, City of Mendota  
 LaSalle County  
 All - 2 Pole and Line Fishing Only (1)  
 Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Crappie (15) - 10 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Lake Le-Aqua-Na, Lake Le-Aqua-Na State Park  
 Stephenson County  
 All - 2 Pole and Line Fishing Only (1)  
 Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Crappie (15) - 25 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit

Lake Mendota, City of Mendota  
LaSalle County  
Channel Catfish

- 6 Fish Daily Creel Limit

Lake Michigan (Illinois Portion), State of Illinois  
Lake/Cook Counties

Trout and Salmon - 10" Minimum Length Limit

Lake Milliken, Des Plaines Conservation Area  
Will County

All - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Trout - Spring Closed Season (11)

Lake Mingo & Ponds Kennekuk Cove Park, Vermilion County Conservation Area  
Vermilion County

All - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit

Lake Murphysboro, Lake Murphysboro State Park  
Jackson County

All - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 15" Minimum Length Limit

Lake Nellie, City of St. Elmo  
Fayette County

All - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit

Lake of the Woods & Elk's Pond, Champaign County Forest Preserve District  
Champaign County

All - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
Trout - Spring Closed Season (11)

Lake Paradise & Shadow Ponds, City of Mattoon  
Coles County

All - 2 Pole and Line Fishing Only (1)

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

Large or Smallmouth Bass (14) - 14" Minimum Length Limit

Lake Paradise Shadow Ponds, City of Mattoon  
Coles County

Channel Catfish - 6 Fish Daily Creel Limit

Lake Sara, City of Effingham  
Effingham County

Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit

Lake Shelbyville (21), U.S. Army Corps of Engineers  
Moultrie/Shelby Counties

Crappie (15) - 25 Fish Daily Creel Limit  
Crappie (15) - 9" Minimum Length Limit  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit

Lake Shelbyville Ponds & Woods Lake, Lake Shelbyville State Fish and Wildlife Area  
Moultrie/Shelby Counties

All - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit

Lake Springfield, City of Springfield  
Sangamon County

All - 2 Pole and Line Fishing Only (1)  
Crappie (15) - 25 Fish Daily Creel Limit  
Crappie (15) - 9" Minimum Length Limit  
Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit

Lake Storey, City of Galesburg  
Knox County

All - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 12-15" Slot Length Limit (3)

Lake Sule, Rock Cut State Park  
Winnebago County

All - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit

Lake Vandalia, City of Vandalia  
Fayette County

All - 2 Pole and Line Fishing Only (1)



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
 Striped, White, Hybrid Bass - 17" Minimum Length Limit  
 Striped, White, Hybrid Bass (16) - 3 Fish Daily Creel Limit
- Lake Vermilion, Vermilion County Conservation District  
 Vermilion County  
 Large or Smallmouth Bass (14) - 15" Minimum Length Limit (23)  
 Walleye or Sauger (14) - 14" Minimum Length Limit (23)
- Lake Williamsville, City of Williamsville  
 Sangamon County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 15" Minimum Length Limit
- LaSalle Lake, LaSalle Power Station  
 LaSalle County  
 All - 2 Pole and Line Fishing Only (1)  
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 18" Minimum Length Limit  
 Striped, White, Hybrid Bass - 10 Creel/3 Fish 17" or Longer Daily (17)
- Lincoln Log Cabin Pond, Lincoln Log Cabin Historical Site  
 Coles County  
 All - 2 Pole and Line Fishing Only (1)
- Lincoln Park North Lagoon, Chicago Park District  
 Cook County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Lincoln Park South Lagoon, Chicago Park District  
 Cook County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Lincoln Trail Lake, Lincoln Trail State Park  
 Clark County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 12-15" Slot Length Limit (3)
- Little Black Slough, Little Black Slough State Natural Area  
 Johnson County  
 All - 2 Pole and Line Fishing Only (1)  
 All - No Seines

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Little Cedar Lake, Shawnee National Forest  
 Jackson County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Little Grassy Lake, U.S. Fish and Wildlife Service  
 Williamson County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 12-15" Slot Length Limit (3)
- Little Sister Lake, County of Fulton  
 Fulton County  
 All - 2 Pole and Line Fishing Only (1)  
 Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Lou Yeager Lake, City of Litchfield  
 Montgomery County  
 Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Lower Cache River, Lower Cache River State Natural Area  
 Pulaski/Johnson Counties  
 All - 2 Pole and Line Fishing Only (1)  
 All - No Seines
- Lyerla Lake, Union County Conservation Area  
 Union County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Macon County Conservation District Ponds, Macon County Conservation District  
 Macon County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Maple Lake, Cook County Forest Preserve District  
 Cook County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit
- Marquette Park Lagoon, Chicago Park District  
 Cook County  
 All - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Marshall County Conservation Area (Fishing Ditch), Marshall County Conservation Area  
Marshall County

- 2 Pole and Line Fishing Only (1)

Mattoon Lake, City of Mattoon

Coles County

All

- 2 Pole and Line Fishing Only (1)
- 14" Minimum Length Limit

Large or Smallmouth Bass (14)

Mazonia-Braidwood Lakes & Ponds, Mazonia-Braidwood State Fish and Wildlife Area  
Grundey/Will Counties

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 10 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 14" Minimum Length Limit

Channel Catfish

Crappie (15)

Large or Smallmouth Bass (14)

Large or Smallmouth Bass (14)

Striped, White, Hybrid Bass

Striped, White, Hybrid Bass (16)

Walleye or Sauger (14)

McCullom Lake, City of McHenry

McHenry County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Channel Catfish

McKinley Park Lagoon, Chicago Park District

Cook County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Channel Catfish

McLeansboro City Lakes, City of McLeansboro

Hamilton County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit

Channel Catfish

Large or Smallmouth Bass (14)

Mernmet State Lake, Mernmet Lake Conservation Area

Massac County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit

Channel Catfish

Large or Smallmouth Bass (14)

Middle Fork Forest Preserve Ponds, Champaign County Forest Preserve  
Champaign County

All

- 2 Pole and Line Fishing Only (1)
- 26 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit

Bluegill or Redear Sunfish (14)

Channel Catfish

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Large or Smallmouth Bass (14) - 14" Minimum Length Limit

Mill Creek Lake, Clark County Park District

Clark County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 12-15" Slot Length Limit (3)
- 14" Minimum Length Limit

Channel Catfish

Large or Smallmouth Bass (14)

Walleye or Sauger (14)

Miller Park Lake, City of Bloomington

McLean County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Spring Closed Season (11)

Channel Catfish

Trout

Mineral Springs Park Lagoon, City of Pekin

Tazewell County

Trout

- Fall Closed Season (10)

Mississippi River (between IL & IA), State of Illinois

Multiple Counties

Large or Smallmouth Bass (14)

Northern Pike

Walleye and Sauger (14)

Walleye

- 14" Minimum Length Limit
- 5 Fish Daily Creel Limit
- 10 Fish Daily Creel Limit (24)
- 15" Minimum Length Limit

Mississippi River (between IL & MO), State of Illinois

Multiple Counties

Northern Pike

Walleye and Sauger (14)

- 1 Fish Daily Creel Limit
- 8 Fish Daily Creel Limit

Monroe Reservoir, Will County Forest Preserve District

Will County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Channel Catfish

Montrose Lake, City of Montrose

Cumberland County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit

Channel Catfish

Large or Smallmouth Bass (14)

Mt. Olive City Lakes, City of Mt. Olive

Macoupin County

All

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Channel Catfish

Mt. Sterling Lake, City of Mt. Sterling

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Brown County  
Channel Catfish  
Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
- 12-15" Slot Length Limit (3)
- Mundelein Park Dist. (Diamond Lake & Park Ponds, City of Mundelein)  
Lake County  
All  
Channel Catfish  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Nashville City Lake, City of Nashville  
Washington County  
All  
Channel Catfish  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 18" Minimum Length Limit
- Newton Lake, Newton Lake State Fish and Wildlife Area  
Jasper County  
All  
Crappie (16) - 2 Pole and Line Fishing Only (1)  
Crappie (15) - 10 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 10" Minimum Length Limit  
Large or Smallmouth Bass (14) - 18" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit
- Oakhurst Lake, City of Aurora  
Kane County  
Channel Catfish - 6 Fish Daily Creel Limit
- Oakland City Lake, City of Oakland  
Coles County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- One Horse Gap Lake, Shawnee National Forest  
Gallatin County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Otter Lake, Otter Lake Water Commission  
Macoupin County  
Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
Striped, White, Hybrid Bass - 17" Minimum Length Limit  
Striped, White, Hybrid Bass (16) - 3 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Palmyra City Lake & Terry Park Pond, City of Palmyra  
Macoupin County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Pana Lake, City of Pana  
Shelby and Christian Counties  
All  
Channel Catfish  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Paris East & West Lakes, City of Paris  
Edgar County  
All  
Channel Catfish  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Peelman Lake, Kickapoo State Park  
Vermilion County  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit
- Picnic Pond-Crawford Co. Cons. Area, Crawford County Conservation Area  
Crawford County  
Trout - Fall Closed Season (10)
- Pierce Lake, Rock Cut State Park  
Winnebago County  
All  
Bluegill or Redear Sunfish (14) - 2 Pole and Line Fishing Only (1)(8)  
Channel Catfish - 5 Fish Daily Creel Limit  
Crappie (15) - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 5 Fish Daily Creel Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit  
- 14" Minimum Length Limit
- Pine Creek, State of Illinois  
Ogle County  
Trout - Spring Closed Season (11)
- Piscasaw Creek, State of Illinois  
McHenry County  
Trout - 9" Minimum Length Limit  
Trout - Spring Closed Season (11)
- Pittsfield City Lake, City of Pittsfield  
Pike County  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
Striped, White, Hybrid Bass - 17" Minimum Length Limit  
Striped, White, Hybrid Bass (16) - 3 Fish Daily Creel Limit



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Walleye or Sauger (14) - 14" Minimum Length Limit

Pocahontas Park Pond, City of Pocahontas  
Bond County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Pounds Hollow Lake, Shawnee National Forest  
Gallatin County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Powerton Lake, Powerton Lake Fish and Wildlife Area  
Tazewell County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
Striped, White, Hybrid Bass - 10 Creel/3 Fish 17" or Longer Daily (17)  
Walleye or Sauger (14) - 1 Fish Daily Creel Limit  
Walleye or Sauger (14) - 22" Minimum Length Limit

Pratt Wayne Woods Lakes, DuPage County Forest Preserve  
DuPage County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Prospect Pond, City of Moline  
Rock Island County  
Trout - Fall Closed Season (10)

Pyramid State Park Lakes & Ponds, Pyramid State Park  
Perry County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Ramsey Lake, Ramsey Lake State Park  
Fayette County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
Crappie (15) - 6 Fish Daily Creel Limit  
Crappie (15) - 10 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 9" Minimum Length Limit  
- 14" Minimum Length Limit

Randolph County Lake, Randolph County Conservation Area  
Randolph County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
Trout - Fall Closed Season (10)  
Walleye or Sauger (14) - 14" Minimum Length Limit

Red Hills Lake, Red Hills State Park  
Lawrence County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 15" Minimum Length Limit

Rend Lake, (22) U.S. Army Corps of Engineers  
Franklin County  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit

Rend Lake Project Ponds, U.S. Army Corps of Engineers  
Franklin County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 14" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Ris Park Lagoon, Chicago Park District  
Cook County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Rock Creek, State of Illinois  
Kankakee County  
Trout - Spring Closed Season (11)

Rock River Main Stem Only, State of Illinois  
Multiple Counties  
Large or Smallmouth Bass (14) - 12" Minimum Length Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit

Rock Springs Pond, Macon County Conservation District  
Macon County  
Trout - Spring Closed Season (11)

Roodhouse Park Lake, City of Roodhouse  
Green County  
All  
Channel Catfish - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

Sag Quarry (East), Cook County Forest Preserve  
Cook County  
Trout - Fall Closed Season (10)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Sam Dale Cons. Area Lake & Ponds, Sam Dale Conservation Area  
Wayne County  
All  
Channel Catfish  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Sam Dale Trout Pond, Sam Dale Conservation Area  
Wayne County  
Trout  
Trout  
- Fall Closed Season (10)  
- Spring Closed Season (11)
- Sam Parr Lake, Sam Parr State Park  
Jasper County  
All  
Channel Catfish  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit
- Sand Lake, Illinois Beach State Park  
Lake County  
Channel Catfish  
Large or Smallmouth Bass (14) - 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- Spring Closed Season (11)
- Sangchris Lake, Sangchris Lake State Park  
Christian/Sangamon Counties  
All  
Crappie (15)  
Crappie (15)  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 25 Fish Daily Creel Limit  
- 9" Minimum Length Limit  
Large or Smallmouth Bass (14) - 15" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Sangchris Lake Park Ponds, Sangchris Lake State Park  
Sangamon County  
All  
- 2 Pole and Line Fishing Only (1)
- Schuy-Rush Lake, City of Rushville  
Schuyler County  
Crappie (15)  
Walleye or Sauger (14) - 9" Minimum Length Limit  
- 14" Minimum Length Limit
- Senior Citizen's Pond, Kankakee River State Park  
Kankakee County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Shabbona Lake, Shabbona Lake State Park  
DeKalb County  
All  
- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
Channel Catfish  
Crappie (15) - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 10 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
Walleye or Sauger (14) - 14" Minimum Length Limit  
- 14" Minimum Length Limit
- Shawnee National Forest Lakes & Ponds, Shawnee National Forest  
Multiple Counties  
Channel Catfish  
- 6 Fish Daily Creel Limit
- Shawnee National Forest Lakes & Ponds less than 10 acres, U.S. Forest Service  
Multiple Counties  
Large-mouth Bass  
- 12" Minimum Length Limit
- Sherman Park Lagoon, Chicago Park District  
Cook County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Siloam Springs Lake, Siloam Springs State Park  
Adams County  
All  
Channel Catfish  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
Trout  
Trout  
- 12-15" Slot Length Limit (3)  
- Fall Closed Season (10)  
- Spring Closed Season (11)
- Silver Lake, DuPage County Forest Preserve District  
DuPage County  
Trout  
- Spring Closed Season (11)
- Silver Lake (Highland), City of Highland  
Madison County  
Walleye or Sauger (14) - 14" Minimum Length Limit
- Silver Springs S.P. Lake & Ponds, Silver Springs State Park  
Kendall County  
All  
Channel Catfish  
Large or Smallmouth Bass (14) - 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit
- Silver Springs S.P. Lake and Ponds, Silver Springs State Park  
Kendall County  
Trout  
Trout  
- Fall Closed Season (10)  
- Spring Closed Season (11)
- Snake Den Hollow Lakes, Snake Den Hollow State Fish and Wildlife Area

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Knox County  
All  
Bluegill or Redear Sunfish (14)  
Channel Catfish  
Crappie (15)  
Large or Smallmouth Bass (14)  
Walleye or Sauger (14)  
- 2 Pole and Line Fishing Only (1)  
- 5 Fish Daily Creel Limit  
- 6 Fish Daily Creel Limit  
- 5 Fish Daily Creel Limit  
- 1 Fish > 15" &/or 5 < 12" Daily (12)  
- 14" Minimum Length Limit
- Sparta City Lakes, City of Sparta  
Randolph County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit
- Spring Lake, City of Macomb  
McDonough County  
All  
Channel Catfish  
Striped, White, Hybrid Bass  
Striped, White, Hybrid Bass (16)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 17" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Spring Lake (North & South), Spring Lake Conservation Area  
Tazewell County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- St. Elmo South Lake, City of St. Elmo  
Fayette County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Staunton City Lake, City of Staunton  
Macoupin County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Sterling Lake, Lake County Forest Preserve District  
Lake County  
All  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass  
Walleye or Sauger (14)  
- 2 Pole & Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 1 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 14" Minimum Length Limit
- Tampier Lake, Cook County Forest Preserve

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Cook County  
All  
Channel Catfish  
Walleye or Sauger (14)  
- 2 Pole and Line Fishing Only  
- 6 Fish Daily Creel Limit  
- 16" Minimum Length Limit
- Tecumseh Lake, Shawnee National Forest  
Hardin County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Ten Mile Creek Lakes, Ten Mile Creek State Fish and Wildlife Area  
Hamilton/Jefferson Counties  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Tomahawk Lake, Moraine Hills State Park  
McHenry County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass (14)  
- Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Turner Lake, Chain O'Lakes State Park  
Lake County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 1 Fish Daily Creel Limit  
- 15" Minimum Length Limit
- Tuscola City Lake, City of Tuscola  
Douglas County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Valley Lake, Wildwood Park District  
Lake County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Vandalia Correctional Facility Ponds, State of Illinois  
Fayette County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit



DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

- Vanhorn Woods Pond, Will County Forest Preserve District  
Will County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Vernor Lake, City of Olney  
Richland County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Villa Grove East Lake, City of Villa Grove  
Douglas County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Villa Grove West Lake, City of Villa Grove  
Douglas County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
Trout  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- Fall Closed Season (10)
- Virginia City Reservoir, City of Virginia  
Cass County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit
- Visitor Pond-Crab Orchard NWR, U.S. Fish and Wildlife Service  
Williamson County  
Large or Smallmouth Bass (14)  
- 21" Minimum Length Limit
- Waddams Creek, State of Illinois  
Stephenson County  
Trout  
- Spring Closed Season (11)
- Walnut Point Lake, Walnut Point State Fish and Wildlife Area  
Douglas County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 12-15" Slot Length Limit (3)
- Walton Park Lake, City of Litchfield  
Montgomery County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

- Warrior Lake, Moraine Hills State Park  
McHenry County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Washington County Lake, Washington County Conservation Area  
Washington County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
Striped, White, Hybrid Bass  
Striped, White, Hybrid Bass (16)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 17" Minimum Length Limit  
- 3 Fish Daily Creel Limit
- Washington Park Lagoon, Chicago Park District  
Cook County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Washington Park Pond, Springfield Park District  
Sangamon County  
Trout  
Trout  
- Fall Closed Season (10)  
- Spring Closed Season (11)
- Waverly Lake, City of Waverly  
Morgan County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit
- Weinberg-King Pond, Weinberg-King State Park  
Schuyler County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Weldon Springs Lake, Weldon Springs State Park  
DeWitt County  
All  
Channel Catfish  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- West Frankfort New City Lake, City of West Frankfort  
Franklin County  
All  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

West Frankfort Old City Lake, City of West Frankfort  
Franklin County

- All  
Channel Catfish
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit

White Hall City Lake, City of White Hall  
Green County

- All  
Channel Catfish
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit

Whoopee Cat Lake, Shawnee National Forest  
Hardin County

- All  
Channel Catfish
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit

Wilderness Lake, Moraine Hills State Park  
McHenry County

- All  
Channel Catfish
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
  - 14" Minimum Length Limit
  - 3 Fish Daily Creel Limit

Wolf Lake, William W. Powers Conservation Area  
Cook County

- All  
Channel Catfish
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
  - 14" Minimum Length Limit
  - 14" Minimum Length Limit

Woodford Co. Cons. Area (Fishing Ditch), Woodford County Conservation Area  
Woodford County

- All
- 2 Pole and Line Fishing Only (1)

Wyman Lake, City of Sullivan  
Moultrie County

- All  
Channel Catfish
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
  - Spring Closed Season (11)

Yellow Creek, State of Illinois  
Stephenson County

- Trout
- Spring Closed Season (11)

(Source: Amended at 15 Ill. Reg. 9977, effective June 24, 1991)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1) HEADING OF THE PART: Squirrel Hunting

2) CODE CITATION: 17 Ill. Adm. Code 690

3) SECTION NUMBERS: ADOPTED ACTION:

690.20  
690.30

Amendments  
Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.28 and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 2.1, 2.2, 2.28, and 3.5).

5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991

9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: March 22, 1991, 15 Ill. Reg. 4214

10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: None

12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes

13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

15) SUMMARY AND PURPOSE OF AMENDMENTS: This part was amended to update season dates, open new sites and add language indicating that squirrel hunting is closed only during the regular firearm deer season (it will be open during the muzzleloading deer season).

16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

PART 690  
SQUIRREL HUNTING

Section  
690.10 Hunting Zones  
690.20 Statewide Regulations  
690.30 Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.28 and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 2.1, 2.2, 2.28, and 3.5).

**SOURCE:** Adopted at 5 Ill. Reg. 8017, effective July 24, 1981; codified at 5 Ill. Reg. 10642; emergency amendment at 5 Ill. Reg. 11382, effective October 14, 1981, for a maximum of 150 days; amended at 6 Ill. Reg. 9642, effective July 21, 1982, amended at 7 Ill. Reg. 8809, effective July 15, 1983; emergency amendment at 7 Ill. Reg. 9690, effective August 1, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 16789, effective August 30, 1984, amended at 9 Ill. Reg. 11614, effective July 16, 1985; amended at 10 Ill. Reg. 15601, effective September 16, 1986; amended at 11 Ill. Reg. 9549, effective May 5, 1987; amended at 12 Ill. Reg. 12246, effective July 15, 1988; amended at 13 Ill. Reg. 10606, effective June 15, 1989; amended at 14 Ill. Reg. 10816, effective June 20, 1990; amended at 15 Ill. Reg. 10012, effective June 24, 1991.

**Section 690.20 Statewide Regulations**

- a) Fox squirrels and gray squirrels (including their black color phase) are the only tree squirrels that may be hunted or taken.
- b) Southern zone season dates: August 1 through December 31 (except closed during firearm deer season, as set by 17 Ill. Adm. Code 650).
- c) Northern zone season dates: September 1 through December 31 (except closed during firearm deer season, as set by 17 Ill. Adm. Code 650, in those counties open to firearm deer hunting).
- d) Hunting hours: Sunrise until sunset.



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- e) Daily limit: 5 fox and gray (including their black color phase), squirrels, singly or in combination.
- f) Possession limit: 10 fox and gray (including their black color phase), singly or in combination, except on opening day of the season when only 5 squirrels may be in possession.

(Source: Amended at 15 Ill. Reg. 10012, effective June 24, 1991)

## Section 690.30 Regulations at Various Department-Owned or -Managed Sites

- a) All the regulations in 17 Ill. Adm. Code 510, General Hunting and Trapping on Department-Owned or Managed Sites, apply in this Part, unless this Part is more restrictive.
- b) Only those sites listed in this Section marked with an asterisk (\*) allow hunting with .22 caliber rimfire firearms or muzzle-loading black powder rifles.
- c) Statewide season regulations shall apply at the following sites (exceptions are listed in parentheses):

- \* AMAX Leased Lands
- Anderson Lake Conservation Area
- Big Bend Conservation Area
- Big River State Forest
- \* Cache River State Natural Area (Little Black Slough Hunting Area)
- Cache River State Natural Area (Lower Cache River Hunting Area)
- \* Campbell Pond Wildlife Management Area
- Carlyle Lake Lands and Waters - Corps of Engineers managed lands
- \* Carlyle Lake Wildlife Management Area (in the Waterfowl Management Area from opening day to 3 days before the waterfowl season)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- \* Crawford County Conservation Area
- \* Dog Island Wildlife Management Area
- Eldon Hazlet State Park (North of Allen Branch and west of Peppenhorst Branch)
- \* Fort De Chartres Historic Site (hunting with muzzleloading firearms or bow and arrow)
- Fort Massac State Park (east of Massac Creek only)
- Green River State Wildlife Area (Lee County Conservation Area) (September 6-30 September 6 - October 31, no hunting during field trials)
- \* Horseshoe Lake Public Hunting Area - Alexander County (north of Route 3 only)
- I-24 Wildlife Management Area
- \* Kaskaskia River Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 3 days prior to and during duck season)
- Kickapoo State Park (free permit required, obtain from site office; hunters must return permit and report harvest by February 15 or hunting privileges for following year will be forfeited)
- Kidd Lake State Natural Area
- \* Kinkaid Lake Fish and Wildlife Area
- \* Lake Shelbyville-Kaskaskia and West Okaw Wildlife Management Area (no ~~pit~~handguns)
- \* ~~Little Black Slough State Natural Area~~
- ~~Lower Cache River State Natural Area~~
- Mackinaw State Fish and Wildlife Area (September 1 - October 31)
- \* Marseilles Fish and Wildlife Area (Monday through Thursday from September 9 through October 31)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Marshall State Fish and Wildlife Area

- \* Mermet Lake Conservation Area (from opening day until the first day of the duck season)
- Middle Fork Fish and Wildlife Area (free permit required, obtain from site office; hunters must return permit and report harvest by February 15 or hunting privileges for following year will be forfeited)

- \* Mississippi River Pools 16, 17, 18, 21, 22, 24, 25, 26

- \* Panther Creek Conservation Area

- \* Pike County Conservation Area

## Ramsey Lake State Park

## Randolph County Conservation Area

## Red Hills State Park

- \* Rend Lake Wildlife-Management-Area Project Lands and Waters

- \* Rockhouse Creek (Monroe County)

- \* Saline County Conservation Area (North of the township road)

## Sam Dale Lake Conservation Area

## Sam Parr Fish and Wildlife Area

- \* Sand Ridge State Forest (from opening day until the first day of the upland hunting season)

- \* Sangamon County Conservation Area

- \* Sanganois Conservation Area

- \* Shawnee National Forest, LaRue Scatters (closes at noon)

- \* Shawnee National Forest, Oakwood Bottoms (Greentree Reservoir, west of Big Muddy Levee, closes at noon,

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## steel shot only)

Site M (Saturdays and Sundays as announced by the Department; land leased from Commonwealth Edison in Cass County; hunter quota to be announced by public news release; check station will open at 5 a.m., and all hunters must check in and exchange their hunting license for a back patch which must be worn at all times while in the field. All hunters must check out and report harvest immediately after hunting; hunting is permitted in designated areas only; parking is permitted at designated parking areas only)

## Stephen A. Forbes State Park

## Tapley Woods State Natural Area

- \* Ten Mile Creek State Fish and Wildlife Area (permit required; areas designated as Refuge are closed to all access during Canada Goose Season only; windshield cards must be displayed on dashboard of vehicle; permit must be returned by February 15 to District Wildlife Manager, P.O. Box 313, Olney, IL 62450)

- \* Trail of Tears State Forest

- \* Turkey Bluffs State Fish and Wildlife Area

## Washington County Conservation Area

## Weinberg-King State Park

- \* Wildcat Hollow State Forest

- \* Witkowsky State Wildlife Area

~~Weedford County Conservation Area~~

- d) Season dates shall be the day following Labor Day to the end of the statewide season at the following sites:

## Ferne Clyffe State Park

## Giant City State Park

## Hamilton County Conservation Area

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Pere Marquette State Park

Pyramid State Park

Saline County Conservation Area (south of Township Road)

Siloam Springs State Park

- e) The following season dates shall apply on the following sites (exceptions to statewide hours are listed in parentheses):

Argyle Lake State Park; October 15 to the end of the statewide season

Castle Rock State Park; September 1 - October 15

- \* Horseshoe Lake Public Hunting Area, Alexander County, south of Rt. 3 only; August 1 - September 30

Iroquois County Conservation Area; September 1 - 30

Johnson Sauk Trail State Park; September 15 - 30

Jubilee College State Park; September 1-30 (Sunrise - 4:00 p.m.)

Kankakee River State Park; September 1-30

Moraine View State Park; September 1 - day before opening of site's permit pheasant season (Sunrise - 4:00 p.m.)

Silver Springs State Park; September 1 - 30 in Area C; September 1 - October 31 in Area B; harvest must be reported before leaving the site; daily quota filled on first-come, first-serve basis

Spring Lake Conservation Area; September 10 - 30 (Sunrise - 4:00 p.m.)

- \* Union County Public Hunting Area; ~~August 1 - September 30~~ October 15; Firing Line Management Unit; August 1 - November 1~~7~~

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Walnut Point Fish and Wildlife Area; October 1-15 Monday - Friday only; daily from October 16 to end of Statewide Season

Woodford County Conservation Area; September 1 - 30

- f) Statewide regulations as provided in this Part apply at the following sites with exceptions noted in parentheses. In addition, hunters must obtain a free permit from site office. Permits must be in possession while hunting. The permit must be returned and harvest reported by February 15 or hunter will forfeit hunting privileges for that site for the following year.

Clinton Lake State Park

Eagle Creek State Park (Season opens September 15)

- \* Fox Ridge State Park (no handguns)

- \* Hidden Springs State Forest (.22 rimfire rifles and muzzle-loading rifles permitted after October 1 only; no handguns)

- \* Lake Shelbyville Eagle Creek Wildlife Management Area (no handguns)

(Source: Amended at 15 Ill. Reg. 10012, effective June 24, 1991)



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) HEADING OF THE PART: White-Tailed Deer Hunting by Use of Bow and Arrow

- 2) CODE CITATION: 17 Ill. Adm. Code 670

- 3) SECTION NUMBERS:

670.10  
670.20  
670.30  
670.40  
670.60

ADOPTED ACTION:

Amendments  
Amendments  
Amendments  
Amendments

- 4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5, and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5, and 3.36).

- 5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

- 6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

- 7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

- 8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: July 18, 1991

- 9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: April 5, 1991, 15 Ill. Reg. 4836

- 10) HAS JCARE ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

- 11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION:

In Section 670.20(a), "as if they were Illinois residents" and "years" were removed.

In Section 670.20(b), "either-sex" was added following "multiple-year" and "subsequent-year".

In Section 670.20(d), "either-sex" was added following "Two", "multiple" and "two".

In Section 670.20(e), a second sentence was added: "Landowners or tenants having been issued a free-landowner/tenant either-sex archery permit shall be issued an additional antlerless-only free-landowner/tenant archery permit."

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

In Section 670.20(k), "either-sex" was added following "two".

A new Section 670.20(n) was added: "Anyone may submit an application for one antlerless-only Archery Deer Permit (\$15.00 fee). The application period for these permits will be announced via a news release. The application for, or receipt of this antlerless-only archery Deer Permit will not affect a hunter's eligibility to receive any other deer permit(s)."

In Section 670.40(a), "either-sex" was added following "two".

In Section 670.60(c), "Witkowski State Wildlife Area" was added.

- 12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCARE BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCARE? Yes

- 13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

- 14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

- 15) SUMMARY AND PURPOSE OF AMENDMENTS: These amendments allow archery deer hunting on some sites during firearm deer hunting season, allow tree stands to be left overnight at some sites, clearly define what constitutes an antlerless only deer permit, outlaw certain hunting devices, update site specific archery deer hunting regulations and open new sites to archery deer hunting.

- 16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 17: CONSERVATION

## CHAPTER I: DEPARTMENT OF CONSERVATION

## SUBCHAPTER b: FISH AND WILDLIFE

## PART 670

## WHITE-TAILED DEER HUNTING BY USE OF BOW AND ARROW

## Section

- 670.10 Statewide Open Seasons and Counties  
 670.20 Statewide Deer Permit Requirements  
 670.30 Statewide Legal Bow and Arrow  
 670.40 Statewide Deer Hunting Rules  
 670.50 Rejection of Application/Revocation of Permits  
 670.55 Reporting Harvest  
 670.60 Regulations at Various Department-Owned or -Managed Sites

**AUTHORITY:** Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5, and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 2.1, 2.2, 2.24, 2.25, 2.26, 2.33, 3.5, and 3.36).

**SOURCE:** Adopted at 5 Ill. Reg. 8888, effective August 25, 1981; codified at 5 Ill. Reg. 10641; emergency amendment at 5 Ill. Reg. 11402, effective October 14, 1981, for a maximum of 150 days; emergency expired March 13, 1982; amended at 6 Ill. Reg. 10721, effective August 20, 1982; emergency amendment at 6 Ill. Reg. 15581, effective December 14, 1982, for a maximum of 150 days; emergency expired May 13, 1983; amended at 7 Ill. Reg. 10790, effective August 24, 1983; amended at 8 Ill. Reg. 19004, effective September 26, 1984; amended at 9 Ill. Reg. 14317, effective September 9, 1985; amended at 10 Ill. Reg. 16658, effective September 22, 1986; amended at 11 Ill. Reg. 2275, effective January 20, 1987; amended at 12 Ill. Reg. 12042, effective July 11, 1988; amended at 13 Ill. Reg. 12839, effective July 21, 1989; amended at 14 Ill. Reg. 14787, effective September 4, 1990; amended at 14 Ill. Reg. 19859, effective December 3, 1990; amended at 15 Ill. Reg. 10021, effective June 24, 1991.

## Section 670.10 Statewide Open Seasons and Counties

- a) All regulations set forth in Chapter 61, Section 2.26 of the Wildlife Code apply in this rule.
- b) For Cook, DuPage, Kane and Lake counties - October 1 through December 31.
- c) For all other counties - October 1 through December 31 except, closed during the period when deer hunting with

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

a firearm is permitted as set out in 17 Ill. Adm. Code 650, except Department of Conservation (Department or DOC) owned or managed sites designated below by an asterisk shall be open to archery deer hunting without regard to firearm deer season. (No firearm deer hunting pursuant to 17 Ill. Adm. Code 650 allowed).

- d) Hours are one-half hour before sunrise to sunset unless site specific regulations are more restrictive.

(Source: Amended at 15 Ill. Reg. 10021, effective June 24, 1991)

## Section 670.20 Statewide Deer Permit Requirements

- a) Illinois resident hunters must have a current, valid "Archery Deer Permit" (\$15.00). Those persons who were Illinois residents at the time of application for multiple-year bow and arrow deer permits shall be allowed to utilize such permits regardless of future residency. Deer permit fees for non-resident archery hunters shall be the same fee as an Illinois resident would be charged for a deer hunting permit by the state in which the applicant resides, except in no case shall the fee be less than \$50.00, and if the state in which the applicant resides does not provide for deer hunting by Illinois residents, then the fee shall be \$100.00. The permit will authorize the holder to hunt in any of the open counties of the State, on property where permission to hunt has been obtained from the property owner. For permit applications and other information, write to:

Department of Conservation  
 Archery Deer Permit Office  
 524 South Second Street, Room 210  
 P.O. Box 19227  
 Springfield, Illinois 62794-9227

- b) Applicants must submit an application using the official current Archery Deer Permit application form. Applications submitted on forms from previous years will be returned. Complete Applicants must complete all portions of the permit application form. Incomplete applications and fees will be returned. Each applicant must submit a personal check or money order for his individual application. Applicants for multiple-year either-sex permits must submit a check for the total number of permits applied for at \$15 per permit, and will



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

receive subsequent-year either-sex permits without needing to re-apply. Such applicants remain subject to all other requirements of this Part.

- c) Dates of acceptance of applications will be announced publicly. No application for a second archery permit will be accepted after the publicly announced closing date for multiple archery applications. Applicants applying for two archery permits are ineligible to apply for a firearm or muzzleloading only permit until November 1.
- d) Two either-sex archery applications received after the closing date for multiple either-sex archery applications or firearm applications received before November and after submission of two either-sex archery applications will result in rejection of applications, and revocation of permits.
- e) Landowners including non-resident and out-of-state landowners who own 40 acres or more of land, or tenants residing on 40 acres or more of farm land, and members of their immediate family whose permanent domicile is the same as that of the landowner or tenant, may apply for a free permit for their property only. Landowners or tenants having been issued a free landowner/tenant either-sex archery permit shall be issued an additional antlerless-only free landowner/tenant archery permit. The deer hunting permit issued without fee shall be valid on all farm lands which the person to whom it is issued owns, leases, or rents. (Ill. Rev. Stat. 1989, ch. 61, par. 2.26).
- f) The immediate family of a landowner or tenant is limited to the spouse, children or parents permanently residing with the landowner or tenant, or permanently residing on the same property. If the property is owned or rented by more than one person: Only one landowner (and his immediate family) or one tenant (and his immediate family) will be issued a permit for every 40 acres of owned or rented land. For example, if 3 persons own 90 acres, only 2 of the landowners and their immediate family may receive deer permits. Shareholders of corporations owning 40 or more acres of land in a county may apply for a free permit to hunt the corporation lands only. Only one permit per 40 acres, for a maximum number of 15 permits per county shall be issued based on ownership of lands by corporations. Lands leased to

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

corporations shall not be considered as a basis for a free permit for the shareholders of the lessee. Lands held in trust by corporations shall not be considered as a basis for a free permit by the shareholders of the trustee. If application is made for a free permit based upon lands owned by the corporation, a duly authorized officer of the corporation must sign a notarized statement authorizing the applicant to hunt on the corporate lands for which a permit is being requested. This statement must identify the applicant as a shareholder, identify authorization to hunt and identify that no more than 15 authorizations will be requested per county for the corporation lands. This document must be attached to the application upon submittal to the Permit Office.

- g) A tenant for the purpose of this Part is one who rents 40 acres or more land for commercial agricultural purposes under an agreement with a landowner. Hunting and mineral rights leases are not valid for a tenant permit. Commercial agriculture shall be defined as utilization of land for the raising of hay, grain crops or livestock for profit.
- h) Permits are not transferable. Refunds will not be granted.
- i) A three dollar \$3.00 service fee will be charged for replacement permits issued by the Department of Conservation (Department or DOC), except permits lost in the mail, then there will be no charge. Monies from this source will be deposited in the Wildlife and Fish Fund.
- j) Applications for the current year Archery Deer Permits are accepted at any time.
- k) Applicants applying for two either-sex archery permits must submit both applications not later than August 15, of the current year.
- l) Applicants submitting applications for a single archery permit after September 1 will not be guaranteed a permit by October 1.
- m) Out-of-state applicants must contact the Department of Conservation Archery Deer Permit Office, 524 S. Second Street, Room 210, P.O. Box 19227, Springfield, Illinois 62794-9227, for a non-resident application and fee



DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

information.

- n) Anyone may submit an application for one antlerless-only Archery Deer Permit (\$15.00) fee. The application period for these permits will be announced via a news release. The application for, or receipt of this antlerless-only Archery Deer Permit will not affect a hunter's eligibility to receive any other deer permit(s).

(Source: Amended at 15 Ill. Reg. 10021, effective June 24, 1991)

## Section 670.30 Statewide Legal Bow and Arrow

- a) The only legal hunting devices to take, or attempt to take, deer are: a long, recurved, or compound bow with minimum pull of 40 pounds at some point within a 28-inch draw; an arrow with a metal barbless broadhead-hunting arrow that cannot pass through a 7/8 inch diameter hole is the only legal arrow. All other bows and arrows, including electronic arrow tracking systems, are illegal.

- b) A crossbow device is illegal except as provided by Section 2.26 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, par. 2.26). It is unlawful to carry any firearm or sidearm while hunting deer with a bow and arrow.

- c) Any mechanical device capable of maintaining a drawn or partially drawn position on a bow without the hunter exerting full string tension is illegal, except as noted in subsection (b) above.

(Source: Amended at 15 Ill. Reg. 10021, effective June 24, 1991)

## Section 670.40 Statewide Deer Hunting Rules

- a) The bag limit is one deer of either sex or an antlerless deer per single archery permit during the legal archery season. An antlerless-only permit authorizes the holder to take only a deer without antlers or a deer not having any antler of a length of 3 inches or more. An antlerless only permit holder is allowed to take only a deer without antlers or a deer having antlers less than 3 inches long during the legal archery deer season or as identified in site specific regulations. Hunters who voluntarily choose two either-sex archery permits will not be allowed to obtain a firearm permit

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

of any type until after October 31.

- b) Totally white white-tailed deer are protected by Illinois law and are illegal to kill, pursuant to Sec. 2.24 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, par. 2.24)
- c) The Archery Deer Hunting Permit shall be signed and carried with you while hunting.

- d) The leg tag shall be attached and sealed to the leg of the deer at the kill site before the deer is moved or transported. Such leg tag shall remain with the deer carcass while being processed for consumption or other purposes. The leg tag can be discarded only after the deer has been processed, prepared for consumption, and is at the legal residence of the person who legally took or possessed the deer. The leg tag shall be attached and properly sealed immediately upon kill and before the deer is moved, transported or field dressed. No person shall leave any deer that has been killed without properly attaching the leg tag to the deer. The head/antler or hide tag shall be attached to the head/antler and hide tags shall remain attached to the head/antler or hide as long as the head/antler or hide remains in green state or when in a commercial business for the purpose of taxidermy, tanning, or other manufacturing processing. The head/antler tag and hide tag must remain attached to the licensed fur buyer, tanner, or taxidermist for appropriate parts until the deer is delivered to a processing. The leg tag must remain attached to the leg of the deer until it is processed, then must remain with the processed deer until it is at the legal residence of the person who legally took or possessed the deer.

- e) Hunters shall not have in their possession while in the field during archery deer season, any deer permit issued to another person during deer hunting hours. (Permits are non-transferable).

- f) Permits will not be re-issued in cases involving deer taken which are found to be diseased or spoiled due to previous injury. Disposal of unfit deer taken shall be the responsibility of the hunter.

(Source: Amended at 15 Ill. Reg. 10021, effective June 24, 1991)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Section 670.60 Regulations at Various Department-Owned or -Managed Sites

- a) All the regulations in 17 Ill. Adm. Code 510 (General Hunting and Trapping) apply in this Section, unless this Section is more restrictive.
- b) The subsections listed below are referred to by number in subsections 670.60(c) through (l). Some of the sites listed in subsections 670.60(c) through (l) have numbers in parentheses which explain the definitions in this Section which apply to that site.

1) Tree stands that are used for hunting deer must be legibly marked with the owner's name, address and telephone number when left unattended. These tree stands must comply with restrictions listed in Section 510.10(c)(3) and must be portable.

2) Only one tree stand is allowed per hunter.

3) Tree stands may be left unattended overnight only during the period from two weeks before through two weeks after the close of archery deer season.

4) Tree stands may be left unattended overnight only during the archery deer season.

5) Tree stands may be left unattended overnight only during the archery deer season. They may not be left overnight for more than four consecutive nights.

6) Tree stands may be left unattended overnight only on Saturday nights during archery deer season.

b)-c) Statewide regulations as provided for in this Section shall apply except as noted in parentheses for the following sites:

## AMAX Leased Lands

Cache River State Natural Area

Campbell Pond Wildlife Management Area

Carlyle Lake - Carlyle Lake Wildlife Management Area and Corps of Engineers managed lands (except Carlyle

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Lake Wildlife Management Area in the Subimpoundment Area, hunting closed three days prior to and during the regular waterfowl season).

## Dog Island Wildlife Management Area

Kaskaskia River Fish and Wildlife Area (Doza Creek Waterfowl Management Area, a part of this site, closed to hunting three days prior to the regular duck season).

Eldon Hazlet State Park (North of Allen's Branch and West of Peppenhurst Branch only (1) (2) (5))

Horseshoe Lake Conservation Area, Alexander County, north of Route 3 only

Kidd Lake State Natural Area ((1) (2) (5))

Lake Shelbyville - Kaskaskia and West Okaw Fish and Wildlife Areas

Lake Kinkaid Fish & Wildlife Area

~~Little-Black-Slough-State-Natural-Area~~

~~Lower-Cache-River-State-Natural-Area~~

Mississippi River Pools 16, 17, 18, 21, 22, 24

Mississippi River Pools 16, 17, 18, 21, 22, 24, 25 and 26 ((1) (3))

Panther Creek Conservation Area ((1) (4))

Pike County Conservation Area (No hunting after November 30 in Area A)

Rend Lake Wildlife-Management-Area-Project Lands and Waters

Rockhouse Creek (Monroe County) ((1) (3))

Sangamon County Conservation Area

Sangamois Conservation Area ((1) (4))

Shawnee National Forest, LaRue Scatters



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Shawnee National Forest, Oakwood Bottoms

Ten Mile Creek Fish and Wildlife Area (permit required; areas designated as Refuge are closed to all access during Canada Goose season only; windshield cards must be displayed on dashboard of vehicle; permits must be returned by February 15; (1) (3))

Union County Conservation Area - Firing Line Management Unit

## Wildcat Hollow State Forest

Witkowsky State Wildlife Area

e)d) Statewide regulations as provided for in this Part shall apply except that all hunters must check in and check out and report deer harvested at the check station. Any other variations are given in parentheses for the following sites:

Argyle Lake State Park (season - October 15 - December 31)

Banner Marsh Fish and Wildlife Area (Season opens day after close of waterfowl season - December 31)

## Big Bend Conservation Area

## Big River State Forest

Castle Rock State Park (season - November 1 - December 31)

Clinton Lake (Inner Peninsula and Mascoutin Areas Only) (Hunters will apply to site for permit to hunt specific time period within statewide season; permits will be allocated by drawing held at site; procedures for application and drawing will be announced by news release; hunters must fill one site specific antlerless permit before being allowed to take an antlered deer)

Crawford County Conservation Area ((1) (3))

Fort de Chartres Historic Site ((1) (2) (5))

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Franklin Creek State Park

Green River State Wildlife Area (Lee County Conservation Area) (closed during permit pheasant season)

Hamilton County Conservation Area ((1) (3))

Johnson Sauk Trail State Park (October 1 - the day before the upland game season and on Mondays and Tuesdays during the upland game season)

Jubilee College State Park (closed the 1st weekend - Saturday and Sunday - of October)

~~Lee County Conservation Area (closed during permit pheasant season)~~

Mackinaw River State Fish and Wildlife Area

Marseilles Fish and Wildlife Area (no hunting on Friday, Saturday, or Sunday in October; (1) (3))

Marshall State Fish and Wildlife Area

Randolph County Conservation Area ((1) (2) (5))

Red Hills State Park ((1) (3))

Rice Lake (season - the day after the close of the duck season - December 31)

Saline County Conservation Area ((1) (3))

Sam Parr Fish and Wildlife Area ((1) (3))

Shabbona Lake State Park (Indian Road Wildlife Management Area)

Silver Springs State Park (daily quota posted at site; quota filled on first-come, first-serve basis)

Tapley Woods State Natural Area

Turkey Bluffs Fish and Wildlife Area ((1) (2) (5))

Washington County Conservation Area (closed until



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

3 p.m. Wednesday - Sunday during pheasant, quail and rabbit season; (1) (2) (5)

Wayne Fitzgerald State Recreation Area (season ~~October 1 - November 4~~ except closed Wednesday through Sunday during Controlled Pheasant hunting season, see 17 Ill. Adm. Code 530)

## Woodford County Conservation Area

d) Statewide regulations as provided for in this Part shall apply for deer bow hunting except that hunters must check out and report their harvest; any reduced hunting season and/or daily hunting hours if required are given in parentheses for the following sites:

## Anderson Lake Conservation Area

Beaver Dam State Park (hunting in designated area; hunting dates October 29 - November 2 and November 5 - November 9; number of hunters limited to two during each 5-day period; public drawing held at site office)

## Ferne Clyffe State Park

## Ft. Massac State Park

## Giant City State Park

Horseshoe Lake Public Hunting Area (opens with the close of the quota zone goose season through December 31)

## I-24 Wildlife Management Area

Iroquois County Conservation Area (closed Wednesday through Sunday of the permit pheasant season and during the non-permit pheasant season, except that hunting is permitted according to statewide regulations in the 80 acres north and east of Hooper Branch Nature Preserve; (1) (2) (4))

## Mermet Conservation Area

\* Mt. Vernon Game Farm (November 1 - December 31; only antlerless deer may be taken; hunters must sign in before hunting and sign out before leaving the site;

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

(1) (3)

Pere Marquette State Park (except in designated areas where hunting dates are from October 30 through November 3 and from November 6 through November 10; number of hunters limited to 15 during each 5 day period; public drawing held at Region IV Office; (1) (3))

## Pyramid State Park

~~Sam Dale Lake Conservation Area~~

## Siloam Springs State Park

## Trail of Tears State Forest

Union County Conservation Area Public Hunting Area (~~opens with the close of the quota zone goose season through December 31~~) (October 1-15)

## Weinberg-King State Park

e) Statewide regulations as provided for in this Part shall apply and in addition hunters must obtain seasonsite permits at the site office or through the mail prior to hunting and must report success immediately after taking deer with additional requirements given in parentheses at the following sites:

Des Plaines Conservation Area (closed during the site's pheasant hunting season, except open on Mondays and Tuesdays only)

Kankakee River State Park (Bow deer hunters hunting south of the Kankakee River are required to wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches between the hours of 9:00 a.m. to 3:00 p.m. on those days when pheasant, quail and rabbit hunting is allowed; the area north of the Kankakee River is closed to all hunting after November 30)

Mississippi Palisades State Park (season November 1 - December 31)

Moraine View State Park (closed Wednesday through Sunday during permit pheasant season; (1) (2) (4))

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

Pekin Lake State Fish and Wildlife Area (no hunting south of Big Lick Creek)

Rock Cut State Park (November 5 - December 14, closed Thanksgiving Day; hours 1/2 hour before sunrise to 10:00 a.m.)

Sand Ridge State Forest ((1) (4))

Spring Lake Conservation Area

~~f)g)~~ Statewide regulations as provided for in this Part shall apply except that all hunters must check in and check out and report deer harvested at the check station. Any other variations are given in parentheses for the following site:

Sangchris Lake Fish and Wildlife Area (Hunting is prohibited within 200 yards of developed areas such as picnic and camping areas. The Peninsula and West Shoreline Areas will be open for hunting from October 1 until the opening day of waterfowl duck season and from the close of waterfowl duck season through December 31; closed also during the Youth Hunt. The North Mainland and East Mainland Areas will be open from October 1 through December 31; closed during the Youth Hunt. Areas open for hunting will include: Peninsula Area (DOC and Commonwealth Edison-owned portions of the middle and east peninsulas; boat access only). ~~West Shoreline Area (west shoreline of the west arm of the lake between the site office and the west boat dock; the area immediately adjacent to the waterfowl refuge will be inviolate for the ten days before waterfowl season); foot access from site office of west boat dock area; boat access from west boat dock. North Mainland Area (north and east of both the site office and Deer Run Campground). East Mainland Area (the east boat dock area, Pheasant Run, and Maple flats). West Shoreline Area, North Mainland Area and East Mainland Area)~~

~~g)h)~~ Statewide regulations as provided for in this Part shall apply except that hunting will be permitted on Saturdays and Sundays only as announced by the Department of Conservation at the following site. Hunter quotas will be announced by public news release. The check station

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

will open at 5:00 a.m. and all hunters must check in and exchange their hunting license for a back patch which must be worn at all times while in the field. All hunters must check out immediately after hunting. Parking is permitted at designated parking areas only; ((1) (6)).

Site "M" Cass County

~~h)i)~~ Statewide regulations as provided for in this Part shall apply, except bow hunting will be allowed only during the area legal waterfowl season. Hunting hours are from one half hour before sunrise to 12 noon, hunters must check out by 1 p.m. A drawing will be held at check station 90 minutes before sunrise; hunters must deposit their hunting license at check station before proceeding to the hunting area; hunters must wear DOC issued back patch while hunting. ~~Only these hunters whose names have been drawn in the daily drawing will be allowed to hunt. Individuals who have purchased a statewide archery permit are eligible to receive a daily site antlerless only permit, subject to drawing procedures. Hunting is closed on Mondays and Tuesdays.~~

Heidecke State Fish and Wildlife Area

~~i)j)~~ Statewide regulations as provided for in this Part shall apply, except bow hunting will be allowed only on Mondays and Tuesdays, beginning on the Monday prior to the opening of permit pheasant hunting season and closing on the Tuesday following the close of the permit pheasant hunting season in designated areas only. Daily quota filled on first-come, first-serve basis. Hunting hours are from one-half hour before sunrise to 2:00 p.m. except on Christmas day when the area is closed to hunting. Hunters must check out by 3:00 p.m. Hunters must check in, check out, and report deer harvested at the main park entrance gatehouse.

Chain O' Lakes State Park

~~j)k)~~ Hunters must obtain a free permit from the site office. The permit must be in possession while hunting; failure to report harvest by February 15 will result in loss of hunting privileges at the site for the following year.

Clinton Lake State Recreation Area (except Mascoutin Area and Inner Peninsula ((1) (2) (4))

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Eagle Creek State Park

Fox Ridge State Park ((1)) (2) (4))

Hidden Springs State Forest ((1)) (2) (4))

Lake Shelbyville Eagle Creek Wildlife Management Area

\* Ramsey Lake State Park

\* Sam Dale Lake Conservation Area

\* Stephen A. Forbes State Park

\* Hunters must obtain free permit from site office; permit must be returned and harvest reported by February 15; failure to return permit will result in loss of hunting privileges the next season.

Kickapoo State Park ((1)) (2) (4))

Middlefork Fish and Wildlife Area ((1)) (2) (4))

(Source: Amended at 15 Ill. Reg. 10021, effective June 24, 1991)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1) HEADING OF THE PART: White-Tailed Deer Hunting by Use of Firearms

2) CODE CITATION: 17 Ill. Adm. Code 650

3) SECTION NUMBERS: ADOPTED ACTION:

650.10 Amendments  
650.20 Amendments  
650.22 Amendments  
650.23 Amendments  
650.30 Amendments  
650.40 Amendments  
650.60 Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch 61, pars. 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36).

5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991

9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: April 5, 1991, 15 Ill. Reg. 4853

10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION:

Section 650.20(g) was replaced with the following:

g) There will be two application periods during which anyone (including landowner/tenant) can apply for firearm deer permits (\$15.00 fee) left over from the county quotas to hunt the second firearm season. During both application periods, the permits shall be issued in a random daily drawing and only one permit shall be issued per applicant during each application period. Landowners or tenants having been issued a free landowner/tenant firearm permit shall be issued an additional free antlerless-only landowner/tenant firearm permit. This additional permit does not affect a landowner or tenant's eligibility to



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

apply for additional permits as delineated in this Section.

- 1) The first application period starts November 1 and ends November 11.
- 2) The second application period starts November 12.

In Section 650.60(e), "Witkowsky State Wildlife Area" was added.

- 12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes
- 13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No
- 14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

15) SUMMARY AND PURPOSE OF AMENDMENTS: Amendments to this Part were made to redefine deer tagging requirements; change site specific regulations; change season dates; more clearly define what constitutes an antlerless only permit; indicate that antlerless only permits will be allocated; describe the option box that may result in a hunter getting an antlerless only, antlered only or second season only permit; add new special hunt areas and subtract others; change muzzleloading firearm requirements; remove language requiring hunters to wear permits on back and to add new sites open to hunting.

- 16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 650

## WHITE-TAILED DEER HUNTING BY USE OF FIREARMS

## Section

- 650.10 Statewide Season
- 650.20 Statewide Deer Permit Requirements
- 650.21 Deer Permit Requirements - Landowner/Tenant Permits - Paid and Free
- 650.22 Deer Permit Requirements - Special Hunts
- 650.23 Deer Permit Requirements - Group Hunt
- 650.30 Statewide Firearms Requirements
- 650.40 Statewide Deer Hunting Rules
- 650.50 Rejection of Application/Revocation of Permits
- 650.60 Regulations at Various Department-Owned or -Managed Sites
- 650.70 Special Extended Season Firearm Deer Hunt (Repealed)

**AUTHORITY:** Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36 of the Wildlife Code (Ill. Rev. Stat. 1989, ch 61, pars. 1.3, 1.4, 1.13, 2.24, 2.25, 2.26 and 3.36).

**SOURCE:** Adopted at 5 Ill. Reg. 9771, effective September 17, 1981; codified 5 Ill. Reg. 10640; amended at 6 Ill. Reg. 10730, effective August 20, 1982; amended at 7 Ill. Reg. 10798, effective August 24, 1983; amended at 8 Ill. Reg. 21602, effective October 23, 1984; amended at 9 Ill. Reg. 16213, effective October 10, 1985; emergency amendments at 9 Ill. Reg. 20922, effective December 18, 1985, for a maximum of 150 days; amended at 10 Ill. Reg. 4223, effective February 25, 1986; amended at 10 Ill. Reg. 16665, effective September 22, 1986; amended at 11 Ill. Reg. 3044, effective February 3, 1987; amended at 11 Ill. Reg. 9564, effective May 5, 1987; amended at 12 Ill. Reg. 8003, effective April 25, 1988; amended at 12 Ill. Reg. 12055, effective July 11, 1988; amended at 13 Ill. Reg. 12853, effective July 21, 1989; amended at 14 Ill. Reg. 12430, effective July 20, 1990; amended at 14 Ill. Reg. 19869, effective December 3, 1990; amended at 15 Ill. Reg. 10038, effective June 24, 1991.

## Section 650.10 Statewide Season

Season: 12:01 a.m. on Friday of the third 3-day (Friday, Saturday and Sunday) weekend in November to 6:00 p.m. on Sunday of the third 3-day weekend in November, and 12:01 a.m. on ~~Friday~~ Thursday of the second 3-day (Thursday, Friday, Saturday and Sunday) weekend in

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

December to 6:00 p.m. on Sunday of the second 3-day4-day weekend in December. Shooting hours are one-half hour before sunrise to sunset.

(Source: Amended at 15 Ill. Reg. 10038, effective June 24, 1991)

## Section 650.20 Statewide Deer Permit Requirements

- a) Illinois resident hunters must have a current, valid "Firearm Deer Permit" (\$15.00). "Non-Resident Firearm Deer Permit" may be obtained by non-residents of Illinois provided that they shall be charged the same fee as an Illinois resident would be charged for a deer hunting permit by the State in which the applicant resides, except in no case shall the fee be less than \$50.00, and if the State in which the applicant resides does not provide for deer hunting by Illinois residents, then the fee shall be \$100.00. A permit is issued for one county and is valid only in the county stated on the permit. For permit applications and other information write to:

Department of Conservation  
(Firearm or Landowner/Tenant or Non-Resident)  
Deer Permit Office  
524 South Second Street, Room 210  
P.O. Box 19227  
Springfield, Illinois 62794-9227

- b) Applications will be accepted through April 30, of the current year. Applications received after April 30 will not be included in the lottery. Permits will be allocated in a computerized random drawing in which the first choice of hunt areas or counties will be allocated before the second choice areas are considered. Permits will be issued as either sex, antlerless only, or antlered only.

- c) Counties with unfilled quotas after the drawing lottery will be allocated in a Random Daily Drawing procedure. Applications for Random Daily Drawing will be accepted beginning the first Monday of August of the current year. Applications received after October 31 will be issued processed for a permit for the second hunting season. A list of unfilled counties will be announced prior to the August application dates. Applicants must apply on a current year Firearm Deer Permit application form. All applications for the Random Daily Drawing will

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

be processed individually.

- d) In-person and mail-in applications will receive equal treatment in the drawings. For the Random Daily Drawing, applications received one day will not be processed until all applications received for that day are mixed proportionately (mail and over the counter receipt). All applications received on a specific day will be processed before processing applications received for a subsequent day.

- e) Applicants must complete all portions of the current year permit application form. Incomplete or incorrect applications will be returned along with the applicant's permit fee for correction or completion if received in this office prior to April 30, of the current year. No more than 6 single applications per envelope will be accepted. Each applicant must submit a separate personal check or money order. Pope County shall be divided into Northern Pope and Southern Pope by Route 146, beginning at Golconda and extending westward to the Johnson-Pope county lines. Separate permits will be issued for each of these areas. Separate envelopes must be used to send permit applications to the Deer Permit Office for firearm, archery, and free or paid landowner/tenant permits.

- f) Applications for non-resident firearm permits will be accepted beginning October 15. These applications will not be processed until October 31.

- g) ~~Applicants may apply as of November 1 for a firearm permit (\$15 fee), issued in a random daily drawing, for any permits left over from the county quotas to hunt the second 3-day firearm season. Applicants may be anyone that~~

1) ~~is applying for their first permit,~~

2) ~~was previously issued one firearm or one archery permit,~~

3) ~~was previously issued one firearm and one archery permit, or~~

4) ~~was previously issued two archery permits.~~

- g) ~~There will be two application periods during which anyone~~



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

(including landowner/tenant) can apply for firearm deer permits (\$15.00 fee) left over from the county quotas to hunt the second firearm season. During both application periods, the permits shall be issued in a random daily drawing and only one permit shall be issued per applicant during each application period. Landowners or tenants having been issued a free landowner/tenant firearm permit shall be issued an additional free antlerless-only landowner/tenant firearm permit. This additional permit does not affect a landowner or tenant's eligibility to apply for additional permits as delineated in this Section.

1) The first application period starts November 1 and ends November 11.

2) The second application period starts November 12.

h) Hunter preference in obtaining a permit will be given to unsuccessful lottery applicants from the previous year who were unsuccessful due to the counties of their choice being full. The following criteria must be met to obtain a preference in the permit lottery:

1) The applicant must apply using the official agency preprinted Data-Mailer application.

2) The applicant must be a resident of the state, be eligible to receive a Firearm Deer Permit, and not had deer hunting privileges revoked pursuant to Section 650.50.

3) The applicant must apply for the same first county choice which he/she listed on the previous year's application. Preference for a permit is valid only for the first county choice.

4) Where applicants apply as a group, preference for the entire group will apply as it does above for the individual. All first county choices for the group must be identical.

i) Applications may be accepted at the counter window of the permit office; however, permits will be mailed.

j) Permits are not transferrable. Refunds will not be granted, unless the Department of Conservation (Department) has erroneously issued the permit after the

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

quota has been depleted or where the applicant was unsuccessful in obtaining a permit.

k) A three dollar (\$3.00) service fee will be charged for replacement permits issued by the Department, except when permits are lost in the mail, then there will be no charge. Monies derived from this source will be deposited in the Wildlife and Fish Fund.

1) Applications must have the Antlered-Only (a deer with at least one antler of a length of 3 inches or more) box checked if the application is to be considered for an Antlered-Only permit and the application is unsuccessful in the lottery for an Either-Sex permit. Applicants must check the option box if they agree to accept a permit or season other than full season either-sex.

1) The sequence of allocating permits to those applicants willing to accept limited permits is Full Season First County Choice (Either-Sex, then Antlerless-Only, and then Antlered-Only), Second Season-Only First County Choice (Either-Sex, then Antlerless-Only, and then Antlered-Only), Full Season Second County Choice (Either-Sex, then Antlerless-Only, and then Antlered-Only), and then Second Season-Only Second County Choice (Either-Sex, then Antlerless-Only, and then Antlered-Only).

2) The sequence of allocating permits to those applicants not willing to accept a limited permit is Full Season First County Choice Either-Sex and then Full Season Second County Choice Either-Sex.

m) Persons with lottery preference (i.e., who did not receive a Firearm Deer Permit during the previous year's lottery) will have first chance at receiving available Either-Sex permits. ~~Where the number of applications receiving preference over-subscribes a county for Either-Sex permits, the over-subscribed preference applications will be allocated Antlered-Only permits if the Antlered-Only box is marked.~~

(Source: Amended at 15 Ill. Reg. 10038, effective June 24, 1991)

## Section 650.22 Deer Permit Requirements - Special Hunts

a) Special hunts are regulated by the agency which manages



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

the property. The Permit Office only issues deer hunting permits for Crab Orchard, Lake Shelbyville Project Lands Wildlife Management Area - (Moultrie County), Lake Shelbyville Project Lands - (Shelby County), Fox Ridge State Park - (Coles County), Hidden Springs State Forest - (Shelby County), Eagle Creek Wildlife Management Area - (Shelby County), Sand Ridge State Forest - (Mason County), Des Plaines Conservation Area - (Will County January 11, 12 and 13, 1991-10, 11 and 12, 1992 only), Cilco Duck Creek - (Fulton County first season only), Joliet Army Ammunition Plant (Will County) and Joliet Army Training Area (Will County). ~~Details Division of the Mark Twain National Wildlife Refuge (special firearm deer season, January 12, 13, 19, 20, 26, 27, 1991. Information is available from the U.S. Fish and Wildlife Service, P.O. Box 88, Hannada, MO 53330. The Department of Conservation allocates Firearm permits for the areas listed below through a computerized drawing. Hunters wishing to hunt special conservation areas other than those listed in this subsection must first acquire a deer permit for the county in which the conservation area is located and then apply for the specific site drawing. (See Section 650.60 for a list of Conservation areas and permit and specific site application procedures).~~

1) Crab Orchard - Permits for Crab Orchard are allocated separately for each of the first and second ~~three-day~~ seasons. Each ~~three-day~~ season will be considered as a choice. Applicant must indicate in the First Choice County or Hunt Area field if they are applying for the first or second season on Crab Orchard (for example: Applicants should show "Crab Orchard 1st Season" or "Crab Orchard 2nd Season") or the application will be returned.

2) The preference system does not include ~~Shelbyville Wildlife Management Area (Moultrie County), Fox Ridge State Park (Coles County), Hidden Springs State Forest (Shelby County), Eagle Creek Wildlife Management Area (Shelby County), Sand Ridge State Forest (Mason County), Des Plaines Conservation Area (Will County) January 11, 12 and 13, 1991 only, Cilco Duck Creek (Fulton County first season) and Crab Orchard apply to special hunt areas.~~

b) Each applicant must enclose a separate \$15.00 fee (check

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

or money order) payable to the Department of Conservation, or the application will be RETURNED. Applicants should not send cash with their applications. The Department will not be responsible for cash sent through the mail.

(Source: Amended at 15 Ill. Reg. 10038, effective June 24, 1991)

## Section 650.23 Deer Permit Requirements - Group Hunt

a) Up to six individuals may apply to hunt as a group. If applicants are applying in a group, all applications for the group must be sent to the Department in the same envelope. All applications for the group will be processed together only if they are received in the same envelope. Any applications indicating participation in a group that are not received in the same envelope will be processed separately.

b) Each individual must sign his or her own application.

c) Applicant must enclose a separate \$15.00 check or money order for each application or the applications will be returned.

d) In order to receive preference for the group, all members must have preference for the same county choice. If any member does not have preference for the group's first county choice, the entire group will not receive preference. The group leader's hunter number is the number identified in the hunter number field on the group leader's application mailer. If the application mailer is lost, the applicant should contact the Permit Office for the leader number.

e) Applicants applying as a group will be rejected if they do not list the same first and second county choice, complete the group leader information listing the identical group leader, and complete the ~~Antlered-Only permit-questionnaire~~ permit option box identically.

(Source: Amended at 15 Ill. Reg. 10038, effective June 24, 1991)

## Section 650.30 Statewide Firearms Requirements

a) The only legal hunting devices to take, or attempt to

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

take, deer are:

- 1) Shotgun of not larger than 10 nor smaller than 20 gauge, not capable of firing more than 3 consecutive slugs; or
- 2) A single or double barreled muzzle-loading firearm of at least .45 caliber shooting a single projectile through a smooth or rifled barrel of at least sixteen inches in length.

b) All other firearms are illegal.

c) The standards and specifications for use of such muzzle-loading firearms are as follows:

- 1) The minimum size of the muzzle-loading rifle with its associated firearm projectile shall be .45.440 caliber. A wad or sleeve is not considered a projectile or a part of the projectile.
- 2) Black powder or Pyrodex only may be used.
- 3) Percussion caps or flint type ignition only may be used.

4) Removal of percussion cap or flint only from a muzzle-loading rifle will constitute an unloaded gun-removal of prime powder from frizzen pan with frizzen open and hammer all the way down shall constitute an unloaded muzzle-loading firearm.

(Source: Amended at 15 Ill. Reg. 10038, effective June 24, 1991)

## Section 650.40 Statewide Deer Hunting Rules

- a) Bag limits (per legally authorized permit): an either sex firearm permit holder, including a Landowner/Tenant Firearm permit holder, is allowed one deer of either sex during the legal firearm season. An Antlered-Only firearm permit holder is allowed to take a deer having at least one antler of a length of 3 inches or more during the legal firearm season. An antlerless only permit holder is allowed to take only a deer without antlers or a deer having antlers less than 3 inches long during the legal firearm deer season or as identified in site specific regulations.

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- b) Totally white white-tailed deer are protected by Illinois Law and are illegal to kill. (Sec. 2.26 of the Wildlife Code, Ill. Rev. Stat. 1989, ch. 61, par. 2.24)
- c) The Firearm Deer Hunting Permit shall be signed include the hunter's signature, date of birth, Firearm Owners Identification number, hunting license number and physical description recorded on the permit and were carried on the back person while hunting with hunter's name and address plainly visible.
- d) The leg tag shall be attached and properly sealed immediately upon kill and before the deer is moved, transported or field dressed. No person shall leave any deer that has been killed without properly attaching the leg tag to the deer. Such leg tag shall remain with the deer carcass while being processed for consumption or other purposes. The leg tag can be discarded only after the deer has been processed, prepared for consumption, and is at the legal residence of the person who legally took or possessed the deer. The head/antler or hide tag shall be attached to the head/antler and hide when detached from the carcass. The head/antler and hide tags shall remain attached to the head/antler or hide as long as the head/antler or hide remains in green state, or when in a commercial business for the purpose of taxidermy, tanning, or other manufacturing processing. The head/antler tag and hide tag must remain attached to the appropriate parts until the deer is delivered to a licensed fur buyer, tanner or taxidermist for processing. The leg tag must remain attached to the leg of the deer until it is processed, then must remain with the processed deer until it is at the legal residence of the person who legally took or possessed the deer. Deer shall be checked in by the hunter in person by 7:00:00 p.m., the same day it is killed; either at the county check station or the nearest check station to the kill site.
- e) Hunters shall not have in their possession, while in the field during firearm deer season, any deer permit issued to another person, during deer hunting hours (permits are non-transferrable).
- f) An Antlered-Only Deer permit authorizes the holder to take only a deer with at least one antler of a length of 3 inches or more. An antler-less antlerless only permit



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

authorizes the holder to take only a deer ~~not having any antler of 3" or more without antlers or a deer having antlers less than 3 inches long~~. These permits will be issued only in selected counties having large deer herds and related crop damage and will provide additional hunters the opportunity to hunt in these counties.

- g) Permits will not be re-issued in cases involving deer taken which are found to be diseased or spoiled due to previous injury. Disposal of unfit deer taken shall be the responsibility of the hunter.

(Source: Amended at 15 Ill. Reg. 10038, effective June 24, 1991)

### Section 650.60 Regulations at Various Department-Owned or -Managed Sites

- a) All the regulations in 17 Ill. Adm. Code 510 - General Hunting and Trapping apply in this Section, unless this Section is more restrictive.

- b) The subsections listed below are referred to by number in subsections 650.60(c) through (p). Some of the sites listed in subsections 650.60(c) through (p) have numbers in parenthesis which explain the definitions in this Section which apply to that site.

- 1) Tree stands that are used for hunting deer must be legibly marked with the owner's name, address and telephone number when left unattended. These tree stands must comply with restrictions listed in 17 Ill. Adm. Code 510.10(c)(3) and must be portable. Tree stands may be left unattended only during the firearm deer season or as specified in 17 Ill. Adm. Code 670.60.

- 2) Only one tree stand is allowed per hunter.

b) Statewide regulations shall apply at the following sites:

AMAX Leased Lands

Campbell Pond Wildlife Management Area

Carlyle Lake Wildlife Management Area except Subimpoundment Area

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Cache River State Natural Area

Crawford County Conservation Area ((1))

Dog Island Wildlife Management Area

Hamilton County Conservation Area ((1))

Horseshoe Lake Conservation Area - Alexander County - north of Route 3 only

Kaskaskia River Fish and Wildlife Area, except Doza Creek Waterfowl Management Area where firearm deer hunting is prohibited during duck season

Kidd Lake State Natural Area ((1)) ((2))

Lake Kinkaid Fish and Wildlife Area

Little-Black-Slough-State-Natural-Area

Lower-Cache-River-State-Natural-Area

Mississippi River Pools 16, 17, 18, 21, 22, 24

Mississippi River Pools 16, 17, 18, 21, 22, 24, 25, 26 ((1)) ((2))

Newton Lake State Fish and Wildlife Area (permit required)

Panther Creek Conservation Area ((1))

Rend Lake Wildlife Management Area Project Lands and Waters

Rockhouse Creek (Monroe County) ((1)) ((2))

Saline County Conservation Area ((1))

Sangamon County Conservation Area

Sanganois Conservation Area ((1))

Shawnee National Forest, LaRue Scatters (closed at noon)

Shawnee National Forest, Oakwood Bottoms (Greentree



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Reservoir, West of the Big Muddy Levee, closed at noon)

Ten Mile Creek Fish and Wildlife Management Area (permit required; areas designated as Refuge are closed to all access during Canada Goose Season only; windshield cards must be displayed on dashboard of vehicle; permits must be returned by February 15 ((1))

Union County Conservation Area - firing line management unit

Wildcat Hollow State Park

e)d) Statewide regulations shall apply at the following sites (all hunters must check out and report harvest):

Fort de Chartres State Park (hunting in designated areas only; muzzle-loading firearms only ((1)) (2))

Giant City State Park

I-24 Wildlife Management Area

Mermet Conservation Area (no hunting in the waterfowl area)

Pere Marquette State Park ((1))

Pyramid State Park

Trail of Tears State Forest

Turkey Bluffs Fish and Wildlife Area ((1)) (2))

Weinberg-King State Park

e)el) Statewide regulations shall apply and in addition all hunters must have a free permit allocated by mail-in drawing held at Regional Office on October 19. Only one permit per person will be issued. Applications will be accepted only from persons who already have a firearm deer permit for the county in which the site is located. Any duplicate applications will be denied and the hunter will forfeit his rights to a site permit. Permit holders must check in at the site check station by 5:30 a.m. Permits are void for that day after 5:30 a.m. Vacancies

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

each day will be filled by a drawing held at 5:30 a.m. Each permit will be valid for the first 3-day portion of the only one of the two firearm deer seasons of the second 3-day portion of the season. At Heidecke State Fish and Wildlife Area, no vacancies will be filled after the daily drawing to fill vacancies and recreated by hunters checking out may be filled from standby list. No more than two (2) applications may be submitted as a group for the October 19 drawing; and hunters under 16 years of age must hunt with an adult who is eligible to hunt at Heidecke State Fish and Wildlife Area.

Heidecke State Fish and Wildlife Area

Tapley Woods

Witkowsky State Wildlife Area

e)f) Statewide regulations shall apply except hunting allowed by permit only during the first 3-day portion of the firearm deer season. Hunter permits are allocated by a mail-in drawing held at the Regional Office or site office on October 19. Applications will be accepted only from persons who already have a firearm deer permit for the county in which the site is located. Only one permit per person will be issued. Any duplicate applications will be denied and the hunter will forfeit his rights to a permit. Permit holders must check in at the site check station by 5:30 a.m. each day. Permits are void after 5:30 a.m. Vacancies each day will be filled by a drawing held at 5:30 a.m. at the sites. Further check-in and check-out and reporting of deer harvested is required of all hunters.

Castle Rock State Park

Green River (Lee County Conservation Area)

Iroquois County Conservation Area

Mississippi Palisades State Park

Morrison Rockwood State Park

f)g) Statewide regulations shall apply except hunting allowed by permit only. Each permit will be valid for both of the 3-day portions of the firearm deer seasons and permits will be allocated by a mail-in drawing to be held

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

at the Regional office on October 19. Only one permit per person will be issued. Any duplicate applications will be denied and the hunter will forfeit his rights to a permit. Permit holders must check in at the site by 5:30 a.m. Permits are void after 5:30 a.m. Vacancies each day will be filled by a drawing until 1:00 p.m.. Further check-in and check-out and reporting of deer harvested is required of all hunters.

## Big River State Forest

## Mackinaw River State Fish and Wildlife Area

## Marseilles Conservation Area

## Marshall State Fish and Wildlife Area

## Woodford County Conservation Area

§7h) Statewide regulations shall apply except hunting allowed by permit only. One-day hunter permits are allocated by public drawing every night for the next day's hunt. Drawings for Kickapoo State Park and Middle Fork State Fish and Wildlife Area will be held at the Kickapoo State Recreation Area Office. Check-in and check-out and reporting deer harvested required of all hunters.

## Kickapoo State Park ((1)(2))

## Middle Fork Fish and Wildlife Area ((1)(2))

§7i) Statewide regulations will apply, except hunting is allowed by permit only. Permits will be allocated by a mail-in drawing at the District office. The registration procedure, hunter quota, and date for the drawing will be announced by public news release. Holders of current Cass County Firearm Deer Permits will be eligible for the drawing. Permits available after the drawing will be allocated on a first-come basis from the District office. All permit holders must sign in at the site check station between 4:30 a.m. and 6:00 a.m. and exchange their hunting license for a back patch which must be worn at all times. Daily vacancies will be filled on a first-come basis at the site office beginning at 6:00 a.m. Hunters will be assigned an area from which to begin their hunt. After one hour has elapsed, hunters may move to any portion of the area open to hunting. It is unlawful to park anywhere on the site except at

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

designated parking areas. Hunters must check out and report their harvest immediately after hunting. ((1))

Site "M"- Land leased from Commonwealth Edison, Cass County

§7j) Statewide regulations shall apply. Hunters must check in at the site check station beginning at 4:30 a.m. and obtain a back patch before hunting. All hunters must check out immediately after hunting ((1)):

Sand Ridge State Forest (All hunters must have a current Sand Ridge State Forest Firearm Deer Permit, obtainable via the lottery process through the Deer Permit Office)

§7k) Statewide regulations shall apply. A maximum of 20 hunters will be allowed on the site each day. Hunter registration begins at the check station at 4:00 a.m. each day of the season. If more than 20 hunters register by 4:30 a.m. a public drawing will be conducted. Hunters must check out and report their harvest immediately after the day's hunt.

## Ferne Clyffe State Park

§7l) Statewide regulations will apply, except as noted. Hunting is allowed by permit only. First and second season permits will be allocated by mail-in drawings at the site office. The registration procedures, hunter quota and dates for these drawings will be announced by public news release. To be eligible for the drawing, an individual under the age of 16 must register with and hunt with an adult at least 18 years of age. All individuals must possess a current Christian County or Sangamon County Firearm Deer Permit. Permits available after the drawings will be allocated on a first-come basis from the site office. All permit holders must sign in by 8:00 a.m. at the site office. Daily vacancies will be filled on a first-come basis at the site office beginning at 8:00 a.m. Check-in and check-out and reporting of deer harvested is required of all hunters. To minimize safety concerns regarding the simultaneous hunting of deer and waterfowl on the Saturday and Sunday of the November deer season, the western shoreline of the west arm of the lake and the western half of the DOC-owned middle peninsula will be closed to deer hunting until 1:00 p.m. on the Saturday



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

and Sunday of the November deer season.

## Sangchris Lake Fish and Wildlife Area

~~1) m)~~ Statewide regulations shall apply and in addition all hunters must have a permit allocated by a mail-in drawing held at the Regional Office. Permits will be valid for Area A or Area B. Permits for Area A will be valid for the first 3-day deer season only; Area B permits will be valid for both 3-day seasons. Only one permit per person will be issued. Any duplicate applications will be denied and the hunter will forfeit his rights to a permit.

## Pike County Conservation Area

~~m) n)~~ Statewide regulations shall apply; the hunting date is the last Saturday in January ~~1991~~1992. Hunters must have a special permit allocated by a mail-in drawing. Only paid permit holders who were unsuccessful during the previous year's shotgun season are eligible. Permits are valid for one day only. Any duplicate applications will be denied and that person shall forfeit his or her right to a permit. Specific information regarding application requirements and drawing dates will be included with the ~~1990~~1991 Deer Firearm Permits for Union and Alexander counties.

## Horseshoe Lake Conservation Area (Alexander County permit holders only)

## Union County Conservation Area (Union County permit holders only)

~~n)~~ Statewide regulations shall apply. Hunting is allowed by permit only during the first three-day portion of the firearm season. Special permits are allocated by a mail-in drawing. Only one permit will be issued per person. Any duplicate applications will be denied and that person shall forfeit his or her right to a permit. Only Franklin County permit holders can apply. Permit holders must check in at the site check station by 5:30 a.m. each day. Permits are void after 5:30 a.m. Further check-in and reporting of deer harvested is required by all hunters. Specific application information will be included with the Franklin County 1990 Deer Firearm permits.

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

~~Wayne-Fitzgerald State Recreation Area (Franklin County portion only)~~

o) Statewide regulations shall apply except hunting is by special permit only obtained through statewide lottery for the Des Plaines Conservation Area; hunting dates are January ~~11, 12 and 13, 1991~~10, 11 and 12, 1992 only; the area is closed to firearm deer hunting during the regular statewide seasons; hunters are required to hunt in assigned, designated areas only; areas will be assigned by drawing at mandatory pre-hunt meeting each morning from 4:30 a.m. to 5:00 a.m.; no standby hunters permitted; hunters must obtain vehicle permit from site office before hunting and display the permit in the windshield of their vehicle while hunting; the site office is the only check station for this hunt; all deer taken must be taken to the check station as per regular firearm deer hunting regulations; hunters under 16 years of age must be accompanied by an adult while hunting, the accompanying adult is exempt from provisions of 17 Ill. Adm. Code 510.10(c)(5).

## Des Plaines Conservation Area

(Source: Amended at 15 Ill. Reg. 10038, effective June 24, 1991)



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1) HEADING OF THE PART: Woodcock, Snipe, Rail and Teal Hunting

2) CODE CITATION: 17 Ill. Adm. Code 740

3) SECTION NUMBERS: ADOPTED ACTION:

740.10  
740.20

Amendments  
Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5) and Migratory Bird Hunting (50 CFR 20, August 25, 1987).

5) EFFECTIVE DATE OF AMENDMENTS: June 24, 1991

6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: June 18, 1991

9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: March 22, 1991, 15 Ill. Reg. 4222

10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES: No

11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION: None

12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes

13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? No

14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No

15) SUMMARY AND PURPOSE OF AMENDMENTS: Amendments to this Part were made to incorporate new steel shot zones as required by Federal Regulations, to add a new site, and to add language to clarify regulations on use of blinds on sites.

16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price  
Department of Conservation

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

524 S. Second Street, Room 485  
Springfield, IL 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

PART 740  
WOODCOCK, SNIPE, RAIL, AND TEAL HUNTING

Section  
740.10 Statewide Regulations  
740.20 Regulations at Various Department-Owned or -Managed Sites  
AUTHORITY: Implementing and authorized by Sections 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, pars. 1.2, 1.3, 1.4, 2.1, 2.2, 2.18, 2.26, 2.33 and 3.5) and Migratory Bird Hunting (50 CFR 20, August 25, 1987).

SOURCE: Adopted at 5 Ill. Reg. 8896, effective August 25, 1981; codified at 5 Ill. Reg. 10645; amended 6 Ill. Reg. 357, effective December 23, 1981; amended at 6 Ill. Reg. 9648, effective July 21, 1982, amended at 7 Ill. Reg. 8815, effective July 15, 1983; amended at 8 Ill. Reg. 16796, effective August 30, 1984, amended at 9 Ill. Reg. 11620, effective July 16, 1985; peremptory amendments at 9 Ill. Reg. 14383, effective September 5, 1985; amended at 10 Ill. Reg. 15607, effective September 16, 1986; amended at 11 Ill. Reg. 9575, effective May 5, 1987; emergency amendments at 11 Ill. Reg. 15253, effective August 28, 1987, for a maximum of 150 days; emergency expired January 25, 1988; amended at 12 Ill. Reg. 12261, effective July 15, 1988; amended at 13 Ill. Reg. 12869, effective July 21, 1989; amended at 14 Ill. Reg. 11207, effective June 29, 1990; amended at 15 Ill. Reg. 10057, effective June 24, 1991.

Section 740.10 Statewide Regulations

- a) Woodcock, snipe and rail regulations are in accordance with Federal Regulations (50 CFR 20, effective August 25, 1987; 50 CFR 20.103, effective August 25, 1987; 50 CFR 20.104, effective August 25, 1987; 50 CFR 20.105, effective August 25, 1987; 50 CFR 20.106, effective August 25, 1987; and 50 CFR 20.109, effective August 25, 1987), unless the regulations in this Part are more restrictive.
- b) All persons in the field during the firearm deer season, hunting common snipe, rail and woodcock, in those counties for which an open season is established for the taking of deer by firearm, shall wear the same blaze orange clothing required for deer hunting pursuant to Section 2.26 of the Wildlife Code (Ill. Rev. Stat. 1989, ch. 61, par. 2.26).

ILLINOIS REGISTER  
DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

c) The regulations in Section 2.33 of the Wildlife Code on illegal devices shall apply to this Part, unless federal regulations are more restrictive.

d) Woodcock

- 1) Hunting dates: October 1 - December 4
- 2) Hunting hours: Sunrise to Sunset
- 3) Daily limit: 5
- 4) Possession limit: 10 after the 1st hunting day

e) Snipe (Common)

- 1) Hunting dates: September 1 - December 16
- 2) Hunting hours: Sunrise to Sunset
- 3) Daily limit: 8
- 4) Possession limit: 16 after the 1st hunting day

f) Rail (Sora and Virginia)

- 1) Hunting dates: September 1 - November 9
- 2) Hunting hours: Sunrise to Sunset
- 3) Daily limit: 25
- 4) Possession limit: 25

g) Teal

- 1) Teal regulations are in accordance with Federal Regulations, (50 CFR 20.103, effective August 25, 1987; 50 CFR 20.104, effective August 25, 1987; 50 CFR 20.105, effective August 25, 1987; 50 CFR 20.106, effective August 25, 1987; and 50 CFR 20.109, effective August 25, 1987), unless the regulations in this Part are more restrictive.
- 2) It shall be unlawful to take, possess, transport, or use migratory waterfowl except during such period of time and in such manner and numbers as may be provided in the Federal "Migratory Bird Treaty Act"

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

(16 U.S.C. 703-711), the "Migratory Bird Hunting Stamp Act" (16 U.S.C. 718 et seq.), and annual "Rules and Regulations for Migratory Bird Hunting" (50 CFR 20, effective August 25, 1987/29, 1990) (collectively referred to in this Part as federal regulations), or contrary to any state regulations made in the Wildlife Code.

3) It shall be unlawful while attempting to take migratory waterfowl to have in possession any shotgun shells prohibited by federal regulations. Sites covered by these regulations are as stated in the federal regulations or they are listed under Section 740.20 of this Part.

4) Shooting hours are 7:00 a.m. - 4:00 p.m.

5) Baiting with corn, grain or other feed is prohibited.

h) Steel Shot Regulations

Only steel shot may be used for hunting teal, snipe and rail in the following non-toxic shot zones:

1) Mississippi River and adjacent areas in the following counties bordered by the roads and/or lines indicated below:

A) ~~All of Alexander, Calhoun, Carroll, Hancock, Henderson, Jackson, Jersey, Jo Daviess, Madison, Mercer, Monroe, Pike, Randolph, Rock Island, St. Clair, Union and Whiteside Counties.~~

B) ~~Adams County, IL-96 (Lima), County Highway (Hwy) 41, County Hwy-7, County Hwy-8, and Lock and Dam 20. The Mark Twain National Wildlife Refuge, Bear Creek Unit is also a nontoxic shot zone.~~

C) ~~Henry County, I-80 and I-74/280.~~

2) ~~Illinois River and adjacent areas in the following counties bordered by the roads and/or lines indicated below:~~

A) ~~All of Bureau, Calhoun, Cass, Fulton, Greene,~~

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

~~Grundy, Jersey, Marshall, Mason, Peoria, Pike, Putnam, Tazewell and Woodford Counties.~~

B) ~~Brown County, County Hwy-3/Federal Aid Secondary Route (FAS) 502, FAS-502, County Hwy-12, and IL-99.~~

C) ~~Morgan County, IL-104 (Meredosia) and IL-100/US-67.~~

D) ~~Sehwyler County, IL-100 (Bluff City) IL-103, and County Hwy-9.~~

3) ~~Southern Goose Quota Zone~~

~~All of Alexander, Jackson, Union and Williamson Counties.~~

4) ~~Rend Lake Goose Quota Zone~~

~~All of Jefferson and Franklin Counties.~~

5) ~~Other Areas~~

~~All of Bond, Christian, Clinton, Coles, Cook, Putnam, Fayette, Kane, Kendall, Lake, McHenry, Menard, Perry, Will and Winnebago Counties.~~

(Source: Amended at 15 Ill. Reg. 10057, effective June 24, 1991)

Section 740.20 Regulations at Various Department-Owned or -Managed Sites

a) All the rules in 17 Ill. Adm. Code 510 apply in this Section, unless this Section is more restrictive.

b) Woodcock, snipe and rail hunting; statewide regulations as provided for in this Part shall apply at the following areas (exceptions are in parentheses):

AMAX Leased Lands

Anderson Lake Conservation Area (closed 7 days before waterfowl season)

Big Bend Conservation Area



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Big River State Forest

Campbell Pond Wildlife Management Area

Carlyle Lake Lands and Waters - Corps of Engineers managed lands

Carlyle Lake Wildlife Management Area (closes 3 days before waterfowl season in subimpoundment area)

Clinton Lake State Recreation Area

Crawford County Conservation Area

Dog Island Wildlife Management Area

Eldon Hazlet State Park (North of Allen Branch and west of Peppenhorst Branch only)

Ferne Clyffe State Park

Ft. de Chartres Historic Site (hunting with muzzle loading shotgun only)

Ft. Massac State Park

Giant City State Park

Hamilton County Conservation Area (statewide hours until upland game season, then 8:00 a.m. to 4:00 p.m.)

Horseshoe Lake Public Hunting Area (Alexander County) - north of Route 3

I-24 Wildlife Management Area

Iroquois County Conservation Area (closes the day before permit pheasant season; 8:00 a.m. to 4:00 p.m.; hunters must check out and report harvest)

Jubilee College State Park (closed 1st weekend -- Saturday and Sunday of October; legal opening to 4:00 p.m.)

Kankakee River State Park (October 1 - day before pheasant season; 9:00 a.m. - 3:00 p.m.; hunters must check in; check out required within 15 minutes of

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

completing hunt; DOC issued back patch must be worn while hunting; during pheasant season, hunters must abide by those portions of 17 Ill. Adm. Code 530.105 and 530.110, Upland Hunting, which pertain to Kankakee River State Park; no snipe or rail hunting)

Kaskaskia River Fish and Wildlife Area (closes 3 days before waterfowl season in Doza Creek Waterfowl Management Area)

Kickapoo State Park (8:00 a.m. to 4:00 p.m.; closed during firearm deer season; no snipe or rail hunting)

Kidd Lake State Natural Area (no permanent blinds allowed)

Kinkaid Lake Fish and Wildlife Area

Lake Shelbyville-Kaskaskia and West Okaw Wildlife Management Area

Little Black Slough State Natural Area

Lower Cache River State Natural Area

Marseilles (closed Fridays, Saturdays and Sundays through October 30; no rail or snipe hunting)

Middle Fork Fish and Wildlife Area (8:00 a.m. to 4:00 p.m.; closed during firearm deer season; no snipe or rail hunting)

Mississippi River Pools 21, 22, 24, 25 and 26

Mississippi River Pools 16, 17, and 18

Moraine View State Park (closes on day before permit pheasant season; 8:00 a.m. to 4:00 p.m.)

Panther Creek Conservation Area

Pike County Conservation Area (all hunting closes November 30 in Area A)

Pyramid State Park

Randolph County Conservation Area (no rail hunting)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Ramsey Lake State Park

Red Hills (statewide hours until upland game season, then 8:00 a.m. - 4:00 p.m.)

Rend Lake Wildlife Management Area Project Lands and Waters

Rice Lake (~~steel shot only~~; during teal season only, hours are sunrise until noon; no woodcock hunting)

## Rockhouse Creek (Monroe County)

Saline County Conservation Area (statewide hours until upland game season, then 8:00 a.m. to 4:00 p.m.)

Sam Dale Lake Conservation Area (statewide hours until upland game season, then 8:00 a.m. to 4:00 p.m.)

Sam Parr State Park (statewide hours until upland game season, then 8:00 a.m. to 4:00 p.m.)

Sand Ridge State Forest (During the controlled quail and pheasant hunting season, woodcock and snipe hunters must abide by those portions of 17 Ill. Adm. Code 530.105 and 530.110 - Upland Hunting - which pertain to Sand Ridge State Forest; no rail or teal hunting)

## Sangamon County Conservation Area

## Sangamon County Conservation Area

Shawnee National Forest, LaRue Scatters (closes at noon)

Shawnee National Forest, Oakwood Bottoms (Greentree Reservoir west of Big Muddy Levee, closes at noon)

Site M (open weekends only as publicly announced by the Department in the news media; no rail hunting)

## Stephen Forbes State Park

Tapley Woods State Natural Area (closed during

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

firearm deer season)

Ten Mile Creek State Fish and Wildlife Area (permit required; areas designated as Refuge are closed to all access during Canada Goose Season only; parking card must be displayed on dashboard of vehicle; permit must be returned by February 15 to District Wildlife Manager, P.O. Box 313, Olney, IL 62450).

## Trail of Tears State Forest

## Turkey Bluffs Fish and Wildlife Area

Washington County Conservation Area (no rail hunting)

## Weinberg-King State Park

## Wildcat Hollow State Forest

Witkowsky State Wildlife Area

c) Woodcock, snipe and rail hunting permitted, exceptions as noted in parentheses. Hunters must obtain a permit from site office and permit must be in possession while hunting. Failure to report harvest by February 15 will result in loss of hunting privileges at that site for the following year.

Eagle Creek State Park (snipe and rail hunting after September 15 only)

## Fox Ridge State Park

Hidden Springs State Forest (no hunting during firearm deer season)

Lake Shelbyville Eagle Creek Wildlife Management Area

d) Teal hunting; statewide regulations as provided for in this Part shall apply on the following sites (exceptions are in parentheses):

Anderson Lake Conservation Area

Campbell Pond Wildlife Management Area

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Chain O'Lakes State Park (Hunting is allowed only from numbered blind sites. The blinds need not be completed)

Carlyle Lake Wildlife Management Area

Des Plaines Conservation Area (Des Plaines River Waterfowl Area only; blind claiming privileges ~~do not~~ apply as specified in 17 Ill. Adm. Code 590.30(f) and 590.50(b); hunting from numbered blind sites only; blinds do not have to be completed)

Dog Island Wildlife Management Area

Eldon Hazlet State Park (North of Allen Branch only)

Ft. de Chartres Historic Site (see site specific regulations of Section 590.60(b))

Kaskaskia River Fish and Wildlife Area

Lake Shelbyville Fish and Wildlife Area

Lake Sinnissippi Conservation Area

Little Black Slough State Natural Area

Lower Cache River State Natural Area

Marshall State Fish and Wildlife Area (Spring Branch Unit & Sparland Unit)

Mississippi River Pools 16, 17, 18, 21, 22, 24, 25, 26

Rend Lake ~~Wildlife Management Area~~ Protect Lands and Waters (no permanent blinds allowed)

Rice Lake Conservation Area (sunrise until 12:00 Noon)

Sanganois Conservation Area

Savanna Ordnance Depot (hunting is allowed only from blind sites)

Shawnee National Forest, Bluff Lakes

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Ten Mile Creek State Fish and Wildlife Area (permit required; areas designated as Refuge are closed to all access during Canada Goose Season only; parking card must be displayed on dashboard of vehicle; permit must be returned by February 15 to District Wildlife Manager, P.O. Box 313, Olney, IL 62450)

Union County Public Hunting Area

Woodford County Conservation Area

(Source: Amended at 15 Ill. Reg. 10057, effective June 24, 1991)



ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

NOTICE OF ADOPTED AMENDMENTS

NOTICE OF ADOPTED AMENDMENTS

16) Information and questions regarding this adopted rule shall be directed to:

Carolyn Lorton, Assistant Director  
Illinois Board of Higher Education  
4 West Old Capitol Square, Room 500  
Springfield, Illinois 62701  
217/782-2551

The full text of the Adopted Amendments begins on the next page:

1) The Heading of the Part: Illinois Consortium for Educational Opportunity Program

2) Code Citation: 23 Ill. Adm. Code 2400

3) Section Numbers: Adopted Action:  
2400.20 Amendment  
2400.30 Amendment  
2400.50 Amendment

4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 144, pars. 2301 et seq.

5) Effective Date of Rules: June 24, 1991

6) Does this rulemaking contain an automatic repeal date? No.

7) Does this rulemaking contain incorporation by reference? No.

8) Date Filed in Agency's Principal Office: June 10, 1991

9) Notice of Proposal Published in Illinois Register: 15 Ill. Reg. 4550, March 29, 1991

10) Has JCAR issued a Statement of Objection to these rules? No.

11) Difference(s) between proposal and final version:  
Section 2400.20, under the definition of "Illinois Resident," the word "state" was capitalized and the language "Is a registered voter in the State of Illinois and" was changed from italic to regular print.

Section 2400.30(b)(5), the period at the end was deleted and a semi-colon inserted.

Section 2400.50(a)(1), the word "learning" was changed to regular type rather than italic.

Section 2400.50(c), the "s" in the word subsections was changed to lower case.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will this rule replace an emergency rule currently in effect? No.

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of Rule: The adopted amendments will make language within the rules internally consistent and make clear the differentiation between institution of higher education and institution of higher learning.

## ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBTITLE A: EDUCATION

## CHAPTER XV: ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

## PART 2400

## ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY PROGRAM

Section	
2400.10	Purpose
2400.20	Definitions
2400.30	ICEOP Program Guidelines
2400.40	Determining and Administering Awards
2400.50	Fulfillment of the Conditions of the Award
2400.60	Application Procedures

**AUTHORITY:** Implementing and authorized by The Illinois Consortium for Educational Opportunity Act (Ill. Rev. Stat. 1989, ch. 144, pars. 2301 et seq.).

**SOURCE:** Emergency Rule adopted at 10 Ill. Reg. 13402, effective July 28, 1986 for a maximum of 150 days; emergency expired December 25, 1986; adopted at 11 Ill. Reg. 4674, effective March 6, 1987; amended at 14 Ill. Reg. 12262, effective July 16, 1990; amended at 14 Ill. Reg. 19178, effective November 27, 1990; amended at 15 Ill. Reg. 10069, effective June 24, 1991

## Section 2400.20 Definitions

"Academic Year" means the period of time beginning with fall term in one calendar year and running through the end of summer term in the following calendar year.

"Act" means the Illinois Consortium for Educational Opportunity Act.

"Board" means the Board of Higher Education. "~~Board~~" means the ~~Board of Higher Education~~.

"Consortium Board" means the representatives of the institutions of higher education participating in the Consortium established under the Act.

"Illinois Resident" means any United States citizen or lawful permanent resident alien of the United States who meets at least one of the following requirements:

Has earned an educational diploma at an institution of education located in this State, or At least one parent or step parent of the student must reside in Illinois; or

Is a registered voter in the State of Illinois and has lived in Illinois for a period of at least three years prior to applying for a grant. The emancipated (self-supporting) student must have lived in Illinois for a period of six consecutive months and must be a registered voter in the State of Illinois; or

The student must be a graduate of an Illinois high school or institution of higher education.

## ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

## NOTICE OF ADOPTED AMENDMENTS

The status of the Illinois residency of the student at the time of initial matriculation in this program will hold for his or her entire time in his or her graduate or professional study at the ICEOP institution.

"Institution of higher learning" means an educational institution of any kind which offers a postsecondary education and credential upon completion, titled a "degree."

"Traditionally underrepresented minority group" means any of the racial minority groups designated in the Act which are represented in Illinois postbaccalaureate enrollment at a percentage rate less than the percentage of the racial minority group's representation in the total Illinois population. The Board shall annually determine which racial groups are underrepresented based upon census data and annual graduate enrollment reports from Illinois institutions of higher education.

(Source: Amended at 15 Ill. Reg. 10069, effective June 24, 1991 )

## Section 2400.30 ICEOP Program Guidelines

a) An ICEOP participating institution shall:

- 1) be an institution of higher education as defined in the Act;
- 2) actively recruit students who will be eligible for ICEOP awards and verify to the Consortium Board that applicants for ICEOP financial assistance meet all eligibility requirements;
- 3) maintain records for award recipients including program application materials, contracts and records of award payments;
- 4) provide award recipients with academic and support services, such as mentoring, counseling, and other activities that would enhance the chances for degree completion and success in achieving the goals of the program;
- 5) supervise payment of awards from the funds awarded by the Consortium Board;
- 6) collect, process and forward to the Consortium Board by March 1 of each year all new applications and renewal forms from eligible students; and
- 7) assist award recipients who complete their program of study in seeking a position in teaching or administration in an Illinois institution of higher learning or on an Illinois higher education governing board staff or a position as an employee of this State in an education related capacity which the Consortium Board determines to be education related. Such positions may include but shall not be limited to administrative positions in State elementary/secondary and higher education agencies.

## ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

## NOTICE OF ADOPTED AMENDMENTS

- b) For the applicant student to be eligible to participate in the ICEOP, the student shall establish and the applicable institution shall verify that the student applicant meets the following criteria:

- 1) *he or she is an Illinois resident;*
- 2) *he or she is a citizen or lawful permanent resident alien of the United States;*
- 3) *he or she is a member of a racial minority identified in the Act;*
- 4) *he or she has earned a baccalaureate degree from an institution of higher learning;*
- 5) ~~*he or she has earned any educational diploma at an institution of education located in this state or he or she is an Illinois resident for no less than three years prior to applying for the grant;*~~
- 6) *he or she has been admitted as a student pursuing a doctoral, master's, or postbaccalaureate professional degree and will pursue this degree objective at least as a half-time student, as defined by the institution;*
- 7) *he or she has signed an agreement to meet the Act's employment conditions if an ICEOP award is accepted;*
- 8) *his or her financial resources are such that in the absence of a ICEOP grant the individual will be prevented from pursuing a graduate or professional degree at the institution; and*
- 9) *he or she has above-average academic ability to pursue a graduate or professional degree, as evidenced by the following:*

- A) *completion of a baccalaureate degree from an institution of higher learning* (Section 7 of The Illinois Consortium for Educational Opportunity Act (the Act), Ill. Rev. Stat. 1989, ch. 144, par. 2307);
- B) *minimum grade point average of C+ (2.75 on a grade scale of 4.00 = A) in the last 60 hours of undergraduate work; and*
- C) *admission to a post-baccalaureate degree program at an ICEOP participating institution.*

- c) In order to maintain eligibility in the program and in order to be considered for subsequent ICEOP grants, an awardee must meet scholastic requirements and eligibility for financial assistance as required by the institution in which she or he is enrolled as an ICEOP participant.

(Source: Amended at 15 Ill. Reg. 10069 , effective June 24, 1991 )

## ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

## NOTICE OF ADOPTED AMENDMENTS

## Section 2400.50 Fulfillment of the Conditions of the Award

- a) *As a condition for acceptance of the award, the recipient shall agree to accept one of the following:*

- 1) *A teaching or nonteaching full-time appointment at an Illinois institution of higher learning~~education~~; or*
- 2) *A position at one of the higher education governing boards; or*
- 3) *A position as an employee of this State in an education related capacity which the Consortium Board determines to be education related. Such positions may include but shall not be limited to administrative positions in State elementary/secondary and higher education agencies.*
- b) *The recipient shall accept such position or positions for a period equal to the number of years that he or she was a participant in the ICEOP (Section 10 of the Act).*
- c) *Failure of the recipient to fulfill the award conditions as provided for in Subsections (a) or (b) above shall require the recipient to repay 20 percent of the total amount of the award on a ten-year repayment schedule.*
- d) *All grants shall be subject to the provisions of the Illinois Grant Funds Recovery Act (Ill. Rev. Stat. 1989, ch. 127, pars. 2206 et seq.).*

(Source: Amended at 15 Ill. Reg. 10069 , effective June 24, 1991 )



## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: General Provisions
- 2) Code Citation: 35 Ill. Adm. Code 501
- 3) Section Numbers: Adopted Action:
- |         |             |
|---------|-------------|
| 501.102 | Amendment   |
| 501.200 | New Section |
| 501.246 | New Section |
| 501.248 | New Section |
| 501.274 | New Section |
| 501.317 | New Section |
| 501.330 | Amendment   |
| 501.342 | New Section |
| 501.356 | New Section |
| 501.372 | New Section |
| 501.402 | Amendment   |
| 501.404 | Amendment   |
| 501.405 | Amendment   |

- 4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1009, 1012, 1013, 1021, 1022, and 1027.
- 5) Effective Date of Rule: July 1, 1991
- 6) Does this rulemaking contain an automatic repeal date?: No
- 7) Does this Rule contain incorporations by reference? Yes
- 8) Date filed in Board's Principal Office: June 20, 1991
- 9) Notice of Proposal Published in Illinois Register:  
March 1, 1991, 15 Ill. Reg. 3141
- 10) Has JCAR issued a Statement of Objections to these rules?  
No
- 11) Differences between proposal and final version:

Section 501.248

The phrase "owned or" was added in the first line between "farm" and "occupied".

Section 501.317

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

- Subsection (a): The phrase "farm or non-farm" was added between the words "neighboring" and "residence".
- Subsection (b): The phrase "farm or non-farm" was added between the words neighboring and residence, in lines 4-5. The phrase "kept or" was added between the words "be" and "raised" in line 8.
- Subsection (c): The words "farm or non-farm" were added between "neighboring" and "residence" in lines 2-3. The words "kept or" were added between "be" and "raised" in line 7.
- Section 501.330  
The phrase "or any expansion which occurs on or after July 1, 1991" was deleted.
- Section 501.402  
Subsection (c) was restructured to accommodate changes. The restructuring included the addition of subsections (c)(1), (c)(2)(A), (c)(2)(B), and (c)(3). The text remains basically the same except for these changes noted below:
- Subsection (c)(a): An effective date was placed at the beginning "upon July 15, 1991.". The phrase "or expanded" was added in lines 1 and 2, after the words "new".
- Subsection (c)(2)(A): was rephrased for clarity.
- Subsection (c)(2)(B): was added at first notice.
- Subsection (c)(3): contains material in existing subsection (c) which was renumbered to (c)(3).
- Subsection 501.402 (d): is underlined, as this is new material which was inadvertently not underlined at first notice, but obviously part of the new material in renumbered 501.402(d).
- Subsection 501.402(d)(3): has been rephrased in response to comments.
- Subsection 501.402(e): The word neighboring has been added before the word "farm" in line 3.

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

Subsection 501.404(d): The first 3 lines of this subsection were rephrased according to comments. A period was added after the abbreviation "Adm." in line 8.

Subsection 501.405(b): The phrase "within 1/4 mile of an inhabited residence so as not to cause" (lines 3 and 4) was replaced with "so as not to affect a neighboring farm or non-farm residence or populated area by causing".

Subsection 501.405(b)(1): The word "discing" was replaced with the alternate spelling "disking" to be consistent with spelling of the term elsewhere in existing rules.

12) Have all the changes agreed upon by the Board and JCAR been made as indicated in the agreement letter issued by JCAR? JCAR did not have any questions or problems regarding these amendments. Therefore, no agreements were necessary.

13) Will this Rule replace an emergency Rule currently in effect? No

14) Are there any other amendments pending on this Part? No

15) Summary and Purpose of Rule:

The amendments modify existing regulatory provisions dealing with the siting of new livestock management facilities, and livestock waste-handling facilities. New livestock management facilities and waste-handling facilities are prohibited from locating within 1/2 mile of a populated area or within 1/4 mile of a non-farm residence, unless located within a designated Agricultural Area, or the facility undergoes expansion or the facility complies with local zoning requirements, as specified in the amendments.

The amendments allow for more liberal use of vegetative filters for the treatment of livestock waste generated at small- to medium-sized facilities.

The amendments further establish requirements for the field application of livestock wastes. Operators are required to practice odor control methods so as not to cause air pollution.

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

The amendments are designed to reduce the potential for odors which constitute air pollution with minimum disruption of farming practices.

A description is also contained in the Board's Opinion of June 20, 1991, in R90-7, which is available from the Clerk of the Board at Illinois Pollution Control Board, State of Illinois Center, 100 West Randolph Street, Suite 11-500, Chicago, IL 60601, or call (312) 814-3620.

16) Information and questions regarding this adopted rule shall be directed to:

Michelle C. Dresdow  
Illinois Pollution Control Board  
P.O. Box 505  
DeKalb, IL 60115  
(815) 753-0947

The full text of the Adopted Rule begins on the next page:

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION  
 SUBTITLE E: AGRICULTURE RELATED POLLUTION  
 CHAPTER I: POLLUTION CONTROL BOARD

PART 501  
 GENERAL PROVISIONS

## SUBPART A: AUTHORITY AND POLICY

Section  
 501.101  
 501.102

Authority  
 Policy

## SUBPART B: DEFINITIONS AND INCORPORATIONS

Section  
 501.200  
 501.201  
 501.205  
 501.210  
 501.215  
 501.220  
 501.230  
 501.235  
 501.240  
 501.241  
 501.245

Incorporations by Reference

Definitions  
 Act

Administrator  
 Air Pollution  
 Agency  
 Animal Unit  
 Board  
 Construction  
 CWA

Existing Livestock Management Facility and Livestock  
 Waste-Handling Facility

Expansion

Farm Residence

Feedlot Runoff

Impermeable

Lagoon

Leachate

Liquid Livestock Waste

Liquid Manure-Holding Tank

Livestock

Livestock Management Facility

Livestock Shelter

Livestock Waste

Livestock Waste-Handling Facility

Man-made

Man-made Ditch

Manure Storage Structure

Maximum Feasible Location

Modification

Navigable Waters

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

501.330 New Livestock Management Facility and New Livestock  
 Waste-Handling Facility

501.335 NPDES

501.340 NPDES Permit

501.342 Non-farm Residence

501.345 Owner or Operator

501.350 Person

501.355 Pollutant

501.356 Populated Area

501.365 Settling Basin

501.370 Standard of Performance

501.372 Supernatant

501.375 Temporary Manure Stack

501.380 Water Pollution

## SUBPART C: OPERATIONAL RULES

Section

501.401

501.402

General Criteria

Location of New Livestock Management Facilities and New  
 Livestock Waste-Handling Facilities

Protection of Livestock Management Facilities and

Livestock Waste-Handling Facilities

Handling and Storage of Livestock Waste

Field Application of Livestock Waste

Inspections and Disease Prevention

## Appendix A: References to Previous Rules

AUTHORITY: Implementing and authorized by Sections 9, 12, 13, 21, 22, and 27 of the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 1009, 1012, 1013, 1021, 1022 and 1027).

SOURCE: Filed and effective January 1, 1978; amended 2 Ill. Reg. 44, p. 137, effective October 30, 1978; codified at 7 Ill. Reg. 10592; amended at 15 Ill. Reg. 10075, effective July 1, 1991.



## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

## SUBPART A: AUTHORITY AND POLICY

## Section 501.102

## Policy

a) It is the purpose of the General Assembly in adopting the Environmental Protection Act to restore, maintain and enhance the purity of the air and waters of Illinois in order to protect health, welfare, property and the quality of life. An adequate supply of healthy livestock is essential to the well-being of Illinois citizens and the nation. They provide the daily source of meat, milk, and eggs. Their efficient, economic production must be the concern of both producers and consumers if we are to have a continued abundance of high quality, wholesome food and of other livestock products at reasonable prices. The policy shall be to establish regulations that will provide a balance between a wholesome environment and the efficient production of adequate livestock products.

b) Livestock produce wastes which, when properly used, supply nutrients and organic matter to soils. The mere presence of livestock waste in a given location does not denote pollution, but may, when improperly stored, transported or disposed of, undesirably affect the environment.

c) It is hereby determined that the construction, establishment and operation of certain livestock management facilities and livestock waste-handling facilities without environmental planning and safeguards or the use of certain livestock wastes for agricultural purposes causes, threatens or allows the discharge of contaminants into the ~~air-ex~~ waters of Illinois so as to cause or threaten to cause pollution or to render such waters harmful to public health, safety or welfare or to domestic, commercial, industrial, agricultural and recreational uses or to man, livestock, wild animals, birds or fish or other aquatic life.

d) It is hereby determined that the construction, establishment and operation of livestock management facilities and livestock waste-handling facilities without environmental planning and safeguards or the use of livestock wastes for agricultural purposes causes, threatens or allows air pollution. THE

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

DISCHARGE OF CONTAMINANTS INTO THE AIR OF ILLINOIS IN SUFFICIENT QUANTITIES AND OF SUCH CHARACTERISTICS AND DURATION AS TO BE INJURIOUS TO HUMAN, PLANT OR ANIMAL LIFE, TO HEALTH, OR TO PROPERTY, OR TO UNREASONABLY INTERFERE WITH THE ENJOYMENT OF LIFE OR PROPERTY. (Ill. Rev. Stat. ch. 111 1/2 par. 1003.2) It is recognized that the presence of odor is an inherent characteristic of livestock management facilities and livestock waste-handling facilities, and that the detection of such odor does not per se constitute air pollution.

d)e) It is the purpose of this Chapter to prevent pollution of the air and waters of Illinois caused by failure to plan with regard to proper environmental safeguards the construction, location and operation of certain livestock management facilities and livestock waste-handling facilities. A permit system is established to ensure that such activities take account of environmental considerations and to meet the requirements for federal approval, as established by the CWA. It is also the purpose of these regulations to prevent pollution from the numerous point and non-point discharges, both continuous and fluctuating, which are present in certain livestock management facilities or livestock waste-handling facilities. To this end, procedural safeguards are required, in addition to compliance with the CWA, NPDES filing requirements and the feedlot category of point source effluent guidelines.

(Source: Amended at 15 Ill. Reg. 10075, effective July 1, 1991)

## SUBPART B: DEFINITIONS AND INCORPORATIONS

## Section 501.200 Incorporations by Reference

a) The Board incorporates the following material by reference:

ASAE. Available from American Society of Agricultural Engineers, 2950 Niles Road, St. Joseph, MI 49085-9659 [616-429-0300].

"Control of Manure Odors," ASAE EP379.1 (December 1986).

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

"Design of Anaerobic Lagoons for Animal Waste Management," ASAE EP403.1 (March 1990).

- b) This Section incorporates no later editions or amendments.

(Source: Added at 15 Ill. Reg. 10075, effective July 1, 1991).

Section 501.246 Expansion

Commencement of construction at a livestock management facility or livestock waste-handling facility where the fixed capital cost of the new components constructed within a 2-year period exceeds 50% of the fixed capital cost of a comparable entirely new facility.

(Source: Added at 15 Ill. Reg. 10075, effective July 1, 1991).

Section 501.248 Farm Residence

Any residence on a farm owned or occupied by the farm owners, operators, tenants or seasonal or year-round hired workers. For purposes of this definition, a "farm" is the land, buildings, and machinery used in the commercial production of farm products, and "farm products" are those plants and animals and their products which are produced or raised for commercial purposes and include but are not limited to forages and sod crops, grains and feed crops, dairy and dairy products, poultry and poultry products, livestock, fruits, vegetables, flowers, seeds, grasses, trees, fish, honey and other similar products, or any other plant, animal, or plant or animal product which supplies people with food, feed, fiber, or fur.

(Source: Added at 15 Ill. Reg. 10075, effective July 1, 1991).

Section 501.274 Liquid Livestock Waste

Livestock waste which can be spread with a conventional liquid manure spreader. This includes pit manures, lagoon manures, holding pond or tank manures, and any other livestock waste consisting of less than 20% solids concentration.

(Source: Added at 15 Ill. Reg. 10075, effective July 1, 1991).

Section 501.317 Maximum Feasible Location

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

Any location for the establishment of a new livestock management facility or new livestock waste-handling facility where one of the following conditions exist:

- a) The site is located closer to the livestock owner's or operator's residence than to a neighboring farm or non-farm residence or populated area; or
- b) The site is adjacent to an existing livestock management facility or livestock waste-handling facility, or is farther away from a neighboring farm or non-farm residence or populated area than the existing livestock management facility or livestock waste-handling facility, when the livestock owner or operator does not reside on the farm where the livestock are to be kept or raised; or

- c) The site is accessible to roads, water and electricity and is at the farthest location from a neighboring farm or non-farm residence or populated area; there is no existing livestock management facility or livestock waste-handling facility on the site, and the livestock owner or operator does not reside on the farm where the livestock are to be kept or raised.

(Source: Added at 15 Ill. Reg. 10075, effective July 1, 1991).

Section 501.330 New Livestock Management Facility and New Livestock Waste-Handling Facility

Any livestock management facility or livestock waste-handling facility the construction or modification of which is commenced on or after the effective date of this Chapter January 1, 1978.

(Source: Amended at 15 Ill. Reg. 10075, effective July 1, 1991).

Section 501.342 Non-farm Residence

Any residence which is not a farm residence.

(Source: Added at 15 Ill. Reg. 10075, effective July 1, 1991).

Section 501.356 Populated Area

Any area where at least ten (10) inhabited non-farm residences or at least fifty (50) persons frequenting a common place of assembly or a non-farm business at least once per week.



NOTICE OF ADOPTED AMENDMENTS

(Source: Added at 15 Ill. Reg. 10075, effective July 1, 1991 ).  
Section 501.372 Supernatant

The liquid portion of the livestock waste that overlies deposited or settled solids that are stored in a tank or lagoon.

(Source: Added at 15 Ill. Reg. 10075, effective July 1, 1991 ).

SUBPART C: OPERATIONAL RULES

Section 501.402 Location of New Livestock Management Facilities and New Livestock Waste-Handling Facilities

- a) No new livestock management facility or new livestock waste-handling facility shall contain within its boundaries any stream or other surface waters except small temporary accumulations of water occurring as a direct result of precipitation.
- b) New livestock management facilities and new livestock waste-handling facilities located within a 10-year flood height as recorded by the United States Geological Survey or as officially estimated by the Illinois State Water Survey shall be protected against such flood.
- c) 1) Upon July 15, 1991, new or expanded livestock management facilities and new or expanded livestock waste-handling facilities shall not be located in close proximity to populated areas so as to cause air pollution within 1/2 mile of a populated area or within 1/4 mile of a non-farm residence.

- 2) For purposes of this subsection (c), the following shall not be considered location of a new or expanded livestock management or waste handling facility:

- A) Commencement of operations at an idle facility which has livestock shelters left intact, and which has been operated as a livestock management facility or livestock waste-handling facility for four consecutive

months at any time within the ten (10) previous years.

- B) Commencement of operations at a facility reconstructed after partial or total destruction due to natural causes, i.e., tornado, fire, or earthquake.
- 3) Adequate odor control methods and technology shall be practiced by operators of new and existing livestock management facilities and livestock waste-handling facilities so as not to cause air pollution.

d) The setback requirements of subsection (c) shall not apply to any livestock management facility or livestock waste-handling facility which meets any of the following conditions:

- 1) The facility is located in an Agricultural Area, designated as such pursuant to the Agricultural Areas Conservation and Protection Act, Ill. Rev. Stat. 1989, ch. 5, para. 1001 et seq.;
- 2) The facility undergoes expansion, and the owner of the facility certifies and notifies the Agency in writing as such that the facility was operating as a livestock management facility or livestock waste-handling facility for at least one year prior to the existence of any non-farm residence within 1/4 mile of the facility or of a populated area within 1/2 mile of the facility; or
- 3) The use of the facility as a livestock management or livestock waste handling facility is allowed by local zoning or municipal ordinance. If no local zoning or municipal ordinance exists that covers such use, the facility shall be exempt if the livestock are not raised or kept at the facility primarily for hire or the raising or keeping of livestock at the facility does not have financial profit as a primary aim.
- e) A new livestock management facility or new livestock waste-handling facility which locates within 1/4 mile of a neighboring farm residence shall locate at the maximum feasible location from such residence.



## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

f) A new livestock management facility or new livestock waste-handling facility which locates within 1/4 mile of a non-farm residence or within 1/2 mile of a populated area, pursuant to subsection (d), shall locate at the maximum feasible location from such residence or populated area.

g) New livestock management facilities or new livestock waste-handling facilities located on soil types or geological formations where the deposition of livestock waste is likely to cause groundwater pollution shall be constructed in such a way that pollution will be prevented, or supplementary measures shall be adopted which will prevent pollution.

(Source: Amended at 15 Ill. Reg. 10075, effective July 1, 1991.

## Section 501.404 Handling and Storage of Livestock Waste

a) Any livestock waste stored in excess of six months shall be contained in a manure storage structure.

## b) Temporary Manure Stacks

1) Temporary manure stacks shall be constructed or established and maintained in a manner to prevent runoff and leachate from entering surface or groundwaters.

2) No temporary manure stack shall be constructed within 100 feet of a water well.

## c) Livestock Waste-Holding Facilities

1) Liquid manure-holding tanks shall be impermeable and capable of withstanding pressures and loadings to which such a tank may be subjected.

2) Holding ponds and lagoons shall be impermeable or so sealed as to prevent groundwater or surface water pollution.

3) The contents of livestock waste-handling facilities shall be kept at levels such that there is adequate storage capacity so that an overflow does not occur except in the case of precipitation in excess of a 25-year 24-hour storm.

## 4) Liquid Livestock Waste

A) Existing livestock management facilities which handle the waste in a liquid form shall have adequate storage capacity in a liquid manure-holding tank, lagoon, holding pond, or any combination thereof so as not to cause air or water pollution as defined in the Act or applicable regulations. If inadequate storage time causes or threatens to cause a violation of the Act or applicable regulations, the Agency may require that additional storage time be provided. In such cases, interim pollution prevention measures may be required by the Agency.

B) New livestock waste-handling facilities which handle the waste in a liquid form shall provide a minimum of 120-day storage with a liquid manure-holding tank, lagoon, holding pond, or any combination thereof unless the operator has justifiable reasons substantiating that a lesser storage volume is adequate. If inadequate storage volumes cause or threaten to cause a violation of the Act or applicable regulations, the Agency may require corrective measures.

## d) Runoff Field Application Systems

Any livestock management facility may construct and operate a runoff field application system for the treatment of livestock waste from fewer than 300 animal units, meeting the requirements of 35 Ill. Adm. Code 570, in lieu of utilizing liquid manure-holding tanks, holding ponds, or lagoons in compliance with subsection (C), or other livestock waste-handling systems which would assure compliance with the Act and 35 Ill. Adm. Code.Subtitle E.

e) Subsections (a) through (d) shall not apply to livestock management facilities with fifty (50) or fewer animal units, provided that the following conditions exist:

1) The location of the facility relative to waters of the State is such that there is no discharge of

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

livestock waste into waters of the State, in violation of Section 12 of the Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1012).

- 2) There is no discharge of livestock waste into waters of the State by means of a man-made ditch, flushing system or other similar man-made device, in violation of Section 12 of the Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1012); and
- 3) The facility is managed so that livestock waste is not allowed to accumulate to an extent which threatens to cause a discharge to waters of the State, in violation of Section 12 of the Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1012).

(Source: Amended at 15 Ill. Reg. 10075, effective July 1, 1990.)

Section 501.405 Field Application of Livestock Waste

- a) The quantity of livestock waste applied on soils shall not exceed a practical limit as determined by soil type, especially its permeability, the condition (frozen or unfrozen) of the soil, the percent slope of the land, cover mulch, proximity to surface waters and likelihood of reaching groundwater, and other relevant considerations. These livestock waste application guidelines will be adopted pursuant to Section 502.305, unless otherwise provided for by Board regulations.
- b) Operators of livestock waste handling facilities shall practice odor control methods during the course of manure removal and field application so as not to affect a neighboring farm or non-farm residence or populated area by causing air pollution as described in Section 501.102(d). Odor control methods include, but are not limited to.
  - 1) Soil injection or other methods of incorporation of waste into the soil including disking or plowing;
  - 2) Consideration of climatic conditions including wind direction and inversions;
  - 3) For liquid livestock waste: whether supernatant which is used for irrigation purposes has been

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

stored in a livestock waste lagoon system which is designed and operated in accordance with "Design of Anaerobic Lagoons for Animal Waste Management", as incorporated by reference at Section 501.200.

- 4) Other methods as described in "Control of Manure Odors", as incorporated by reference at Section 501.200.

(Source: Amended at 15 Ill. Reg. 10075, effective July 1, 1990.)

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED RULES

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED RULES

- 1) Heading of the Part: The Illinois Landscape Architecture Act of 1989

- 2) Code Citation: 68 Ill. Adm. Code 1275

- 3) Section Numbers: Adopted Action:

1275.10 New Section  
1275.20 New Section  
1275.30 New Section  
1275.40 New Section  
1275.50 New Section  
1275.60 New Section  
1275.70 New Section  
1275.90 New Section

- 4) Statutory Authority: Ill.Rev.Stat. 1989, ch. 111, par. 8101 et seq.

- 5) Effective Date of Rules: June 24, 1991

- 6) Does this rulemaking contain an automatic repeal date? No

- 7) Do these Rules contain incorporations by reference? No

- 8) Date Filed in Agency's Principal Office: June 24, 1991

- 9) Date Notice of Proposal Published in Illinois Register: March 1, 1991, at 15 Ill. Reg. 3218

- 10) Has ICAR issued a Statement of Objections to these Rules? No

- 11) Difference(s) between proposal and final version:

Section 1275.90 was changed to require the Director to notify the Illinois Landscape Architect Board in writing when a variance is granted from these rules.

"May" was changed to "shall" in the second sentence of Section 1275.30(c).

Typographical errors were deleted from Sections 1275.30(b)(4) and 1275.50(c).

- 12) Have all the changes agreed upon by the Agency and ICAR been made as indicated in the agreement letter issued by ICAR? Yes

- 13) Will these Rules replace Emergency Rules currently in effect? Yes

- 14) Are there any Amendments pending on this Part? No

- 15) Summary and Purpose of Rules: This rulemaking implements The Illinois Landscape Architecture Act of 1989. It describes application procedures and experience and education requirements for persons seeking registration as Landscape Architects in Illinois. Included are rules and the deadline for obtaining registration without examination under grandfather provisions of the Act.

- 16) Information and questions regarding this amended part shall be directed to:

Department of Professional Regulation  
Attention: Jean Courtney  
320 West Washington, 3rd Floor  
Springfield, Illinois 62786  
217/785-0800

The full text of the Adopted Amendments begins on the next page.



DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

TITLE 68: PROFESSIONS AND OCCUPATIONS  
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION  
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1275  
THE ILLINOIS LANDSCAPE ARCHITECTURE ACT OF 1989

- 1275.10 Application for Registration Under Section 11(e) of the Act (Grandfather)
- 1275.20 Approved Programs
- 1275.30 Experience
- 1275.40 Application for Examination
- 1275.50 Examination
- 1275.60 Endorsement
- 1275.70 Renewal
- 1275.90 Granting Variances

AUTHORITY: Implementing The Illinois Landscape Architecture Act of 1989 (P.A. 86-932, effective September 1, 1990) and authorized by Section 60(7) of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 60(7)).

SOURCE: Emergency rules adopted at 15 Ill. Reg. 3324, effective February 11, 1991, for a maximum of 150 days; adopted at 15 Ill. Reg. 10091, effective June 24, 1991.

Section 1275.10 Application for Registration Under Section 11(e) of the Act (Grandfather)

Those persons seeking registration without examination under Section 11(e) of The Illinois Landscape Architecture Act of 1989 (P.A. 86-932, effective September 1, 1990) (the "Act") shall file an application with the Department, on forms provided by the Department of Professional Regulation (the "Department").

- a) Such application shall be postmarked no later than midnight September 1, 1992, and shall include the following:

1) Education/Experience

- A) Verification, on forms provided by the Department, of 2 years of full-time actual, practical experience in landscape architecture as defined in subsection (b) below and certification of graduation or an official transcript from a college, school or university offering an accredited program in landscape architecture. (For purposes of this Section, accredited programs are those landscape architectural programs accredited by the Landscape Architectural Accreditation Board.); or

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

- B) Verification, on forms provided by the Department, of at least 7 years of full-time actual, practical experience in landscape architectural work as defined in subsection (b) below. At least 4 of those years shall have been immediately prior to September 1, 1990.
- 2) Verification of landscape architectural experience signed by the employer or three professional references from peers or clients familiar with the applicant's work;
- 3) A complete work history; and
- 4) The required fee set forth in Section 14(a)(1) of the Act;
- 5) If the applicant has ever been licensed/registered in another state or territory of the United States, he shall also submit a certification, on forms provided by the Department, from the state or territory of the United States in which he was originally licensed and the state in which the applicant predominantly practices and is currently licensed, or certification by the Council of Landscape Architectural Registration Boards (CLARB), stating:

- A) The time during which the applicant was registered in that jurisdiction, including the date of the original issuance of the license;
- B) A description of the examination in that jurisdiction;
- C) Whether the file on the applicant contains any record of disciplinary actions taken or pending.
- b) For purposes of this Section, actual, practical experience in landscape architecture is that experience which meets the definition of Landscape Architectural Practice as defined in Section 3(f) of the Act.
- c) All experience shall be completed prior to applying for licensure.
- d) When the accuracy of any submitted documentation, of the relevance or sufficiency of the course work or experience is questioned by the Department or the Illinois Landscape Architect Registration Board (the "Board") because of discrepancies or conflicts in information, information needing further clarification, and/or missing information, the applicant seeking registration shall be requested in writing to:
  - 1) Provide such information as shall be necessary; and/or
  - 2) Explain such relevance or sufficiency during an oral interview; or

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED RULES

- 3) Appear for an interview before the Board when the information available to the Board is insufficient to evaluate the individual's qualifications for licensure.
- e) Any applicant who sits for an examination for registration as a Landscape Architect in Illinois shall not be eligible for registration under this Section.

## Section 1275.20 Approved Programs

- a) The Department of Professional Regulation (the "Department") shall approve a landscape architecture program if it meets the following minimum criteria:
  - 1) The institution is legally recognized and authorized by the jurisdiction in which it is located to confer the landscape architecture degree;
  - 2) Has a faculty which comprises a sufficient number of full-time instructors to make certain that the educational obligations to the student are fulfilled. The faculty must have demonstrated competence as evidenced by appropriate degrees in their area(s) of teaching from professional colleges or institutions.
  - 3) Has a designated program director.
  - 4) Has an undergraduate first-professional baccalaureate degree which is at least 4 academic years in duration and/or has a graduate first-professional master's degree which is at least 3 academic years in duration.
  - 5) Has a designated title and degree description incorporating the term "Landscape Architecture."
  - 6) Has a curriculum which shall include, but not be limited to, the following:
    - A) Landscape Architecture History
    - B) Professional Practice
    - C) Landscape Design, Planning and Management
    - D) Design Implementation
  - 7) The Department or Board may require additional information in order to evaluate the program.
- b) In determining whether a program shall be approved, the Department shall take into consideration, but not be bound by, accreditation or approval by the Landscape Architecture Accreditation Board.

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED RULES

- c) The Department has determined that all landscape architecture programs accredited or approved by the Landscape Architecture Accreditation Board as of September 1, 1990, meet the minimum criteria set forth in this Section and are, therefore, approved.

## Section 1275.30 Experience

- a) Verification, on forms provided by the Department, of 2 years of professional experience in landscape architecture practice as defined in Section 3(f) of the Act.
- b) Satisfactory experience in the practice of landscape architecture shall include, but not be limited to:
  - 1) Work in a landscape architect's office;
  - 2) Teaching landscape architecture in an approved program;
  - 3) Conducting or participating in research in landscape architecture;
  - 4) Work in the office of an architect who is authorized to practice in the jurisdiction in which he is located; work in the office of an engineer who is authorized to practice in the jurisdiction in which he is located; work in a government agency.
- c) All experience shall be under the direct supervision of a landscape architect, architect or engineer. Prior to January 1, 1993, an applicant who is self-employed shall submit three professional references from peers or clients familiar with the applicant's work.
- d) One year of experience credit is defined as full-time employment for 52 weeks with a minimum of 30 hours per week. An applicant shall not receive experience credit for overtime.
- e) Part-time employment shall be counted as one half week for each 15 hours of employment per week.
- f) Employment with one employer of less than 2 months shall not be counted toward fulfillment of the experience requirement.
- g) Experience credit shall be acquired only after completion of the third year of a landscape architecture program/curriculum provided however, that no experience credit can be acquired if the individual is receiving educational credit for such experience.
- h) At least one year of full-time experience shall be obtained after graduation from an approved program.



## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED RULES

- i) A master's degree in landscape architecture from an approved program shall be accepted in lieu of one year of practical experience.
- j) Until January 1, 1993, an applicant shall satisfy one of the following combinations of education and experience:
  - 1) A bachelor's degree in landscape architecture and 2 years of experience; or
  - 2) A bachelor's or master's degree in a landscape architecture related field and 4 years of experience. (A landscape architecture related field is defined as architecture, environmental design, civil engineering, urban design, urban planning and horticulture); or
  - 3) Completion of at least 3 years of educational credits toward a degree in landscape architecture and 5 years of experience; or
  - 4) An associate degree in landscape architecture/design and 6 years of experience; or
  - 5) At least 2 years of education (i.e., courses in landscape architecture/design) as approved by the Board and 6 years of experience.

## Section 1275.40 Application for Examination

- a) An applicant for examination shall file an application, on forms supplied by the Department, at least 120 days prior to an examination date. The application shall include:
  - 1) Certification of graduation from an approved landscape architecture program as set forth in Section 1275.20 of this Part;
  - 2) Two years of experience as defined in Section 1275.30 of this Part;
  - 3) Prior to January 1, 1993, certification of a combination of education and experience required in subsection 1275.30(f) of this Part.
  - 4) A complete work history; and
  - 5) The fee required by Section 14(2) of the Act.
- b) Prior to January 1, 1993, the Department shall accept certification from CLARB in lieu of the examination. After that date, the Department will accept CLARB certification verifying passage of the Uniform National Examination (UNE).

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED RULES

- c) Any applicant who elects to apply for examination and sits for such examination in Illinois shall not be eligible for registration under the grandfather provisions set forth in Section 1275.10 of this Part.
- d) Any person who is registered in Illinois shall not be admitted to an examination. However, in no way shall this limit the Department's ability to require reexamination for restoration or enforcement purposes.

## Section 1275.50 Examination

- a) The examination for registration as a landscape architect shall be the Uniform National Examination of the Council of Landscape Architectural Registration Boards.
- b) In order to be successful in the examination, an applicant shall receive a score of 75 or greater in each section.
- c) If an applicant fails to pass an examination for registration under the Act within three years after filing the application, the application shall be denied. However, such applicant may thereafter make a new application for examination, accompanied by the required fee, and meet the requirements for registration at the time of application.
- d) The examination for licensure of a landscape architect shall be administered at least once a year.

## Section 1275.60 Endorsement

- a) An applicant for registration as a landscape architect who is registered under the laws of another state or territory of the United States shall file an application with the Department, on forms provided by the Department, which includes:
  - 1) Certification, on forms provided by the Department, of a landscape architecture degree from a program approved by the Department in accordance with Section 1275.20 of this Part, or prior to January 1, 1993, meeting the education/experience requirements set forth in Section 1275.30(f) of this Part;
  - 2) Certification, on forms provided by the Department, of professional experience as set forth in Section 1275.30 of this Part;
  - 3) In lieu of the subsection (a)(1) and (a)(2), the Department shall accept certification from the Council of Landscape Architectural Registration Boards.



## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED RULES

4) Certification, on forms provided by the Department, from the state or territory of the United States in which the applicant was originally licensed and the state in which the applicant predominantly practices and is currently licensed, stating:

- A) The time during which the applicant was licensed;
  - B) Whether the file of the applicant contains any record of any disciplinary actions taken or pending; and
  - C) Examination(s) taken and examination score(s) received.
- 5) A complete work history; and
- 6) The required fee as set forth in Section 14(a)(3) of the Act.

b) The Department may require additional information to determine if the requirements in the state or territory were substantially equivalent to the requirements then in effect in Illinois at the time of application to determine whether the requirements of another state or territory together with education and professional experience qualifications of the applicant are substantially equivalent to the requirements in Illinois at the time of application. The Department, upon recommendation of the Board, shall determine substantial equivalency based on, but not limited to, certification from the CLARB; education, training, and experience, including, but not limited to, whether he has achieved special honors or awards, has had articles published in professional journals, has written textbooks relating to landscape architecture; and any other attribute which the Director accepts as evidence that such applicant has outstanding and proven ability in landscape architecture. The Department shall either issue a registration by endorsement to the applicant or notify him in writing of the reasons for the denial of his application.

## Section 1275.70 Renewal

a) The first renewal period for registration issued under the Act shall be August 31, 1993. Thereafter every license issued under the Act shall expire on August 31 of odd numbered years. The holder of a registration may renew such registration during the month preceding the expiration date thereof by paying the required fee.

b) It is the responsibility of each registrant to notify the Department of any change of address. Failure to receive a renewal form from the Department shall not constitute an excuse for failure to pay the renewal fee or to renew one's registration.

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED RULES

## Section 1275.90 Granting Variances

a) The Director of the Department shall grant variances from these rules in individual cases where he finds that:

- 1) The provision from which the variance is granted is not statutorily mandated;
- 2) No party will be injured by the granting of the variance; and
- 3) The rule from which the variance is granted would, in the particular case, be unreasonable or unnecessarily burdensome.

b) The Director shall notify the Illinois Landscape Architect Board in writing of the granting of such variance, and the reasons therefor, at the next meeting of the Board.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

- 1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS
- 2) Code Citation: 89 Ill. Adm. Code 120
- 3) Section Number: Adopted Action:  
120.65 New Section
- 4) Statutory Authority: Sections 5-4 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-4 and 12-13)
- 5) Effective Date of Adopted Amendment: June 24, 1991
- 6) Does this rulemaking contain an automatic repeal date?  
\_\_\_ Yes ☒ No
- 7) Does this Adopted Amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: June 24, 1991
- 9) Notices of Proposal Published in Illinois Register:  
February 22, 1991 (15 Ill. Reg. 2908)
- 10) Has JCAR issued a Statement of Objections to this Adopted Amendment? No
- 11) Differences between proposal and final version: Based on comments received from the Joint Committee on Administrative Rules, the following changes were made to this amendment:
  - 1) the title for Section 120.61 has been corrected;
  - 2) the comma is changed to a semicolon at line 14 in the Main Source Note;
  - 3) in subsection (d) at lines 2 and 3, the word "accord" is changed to "accordance";
  - 4) in subsection (f) at line 4, the word "obligation" is deleted; and at line 8, the word "on" is changed to "of";
  - 5) in subsection (g) at line 6, the word "equal" is changed to "equals"; and at line 7, the word "obligation" is deleted; and

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

- 6) subsection (k) is deleted and former subsection (l) is relabelled subsection (k).
  - 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
  - 13) Will this Adopted Amendment replace an Emergency Amendment currently in effect? No
  - 14) Are there any Amendments pending on this Part? Yes
- | Section Numbers | Proposed Action | Illinois Register Citation             |
|-----------------|-----------------|--|
| 120.11          | Amendment       | April 19, 1991<br>(15 Ill. Reg. 5551)  |
| 120.12          | Amendment       | April 26, 1991<br>(15 Ill. Reg. 6089)  |
| 120.31          | Amendment       | April 19, 1991<br>(15 Ill. Reg. 5551)  |
| 120.60          | Amendment       | April 19, 1991<br>(15 Ill. Reg. 5551)  |
| 120.61          | Amendment       | June 9, 1991<br>(15 Ill. Reg. 8642)    |
| 120.64          | Amendment       | April 19, 1991<br>(15 Ill. Reg. 5551)  |
| 120.208         | Amendment       | April 19, 1991<br>(15 Ill. Reg. 5551)  |
| 120.235         | Amendment       | April 19, 1991<br>(15 Ill. Reg. 5551)  |
| 120.281         | Amendment       | April 19, 1991<br>(15 Ill. Reg. 5551)  |
| 120.319         | Amendment       | January 25, 1991<br>(15 Ill. Reg. 847) |
| 120.320         | Amendment       | January 25, 1991<br>(15 Ill. Reg. 847) |
| 120.321         | Amendment       | January 25, 1991<br>(15 Ill. Reg. 847) |

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

Section Numbers	Proposed Action	Illinois Register Citation
120.322	Amendment	January 25, 1991 (15 Ill. Reg. 847)
120.323	Amendment	January 25, 1991 (15 Ill. Reg. 847)
120.335	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.370	Amendment	May 10, 1991 (15 Ill. Reg. 6937)
120.386	Amendment	May 17, 1991 (15 Ill. Reg. 7468)
120.390	Amendment	April 19, 1991 (15 Ill. Reg. 5551)
120.391	Amendment	April 19, 1991 (15 Ill. Reg. 5551)

- 15) Summary and Purpose of Adopted Amendment: This rulemaking adds new Section 120.65 regarding the Department of Mental Health and Developmental Disabilities (DMHDD) approved community - integrated living arrangement (CILA) services. CILA services are provided to mentally retarded (MR) or mentally ill (MI) individuals. DMHDD licenses agencies that provide these services.

CILA services are provided in living arrangements where eight or fewer individuals with MR or MI reside under the supervision of the agency licensed by DMHDD. CILA services include individualized treatment, training, rehabilitation, habilitation and other community integrative supports. Habilitation provides health, social and support services. These services are designed to promote independence in daily living, economic self-sufficiency and integration into the community.

CILA services are provided in the residence of the individual's choice rather than in a specific facility. The residence may be the individual's or another person's home or apartment, or a residence provided by the agency licensed for CILA services.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

CILA services are paid for by DMHDD and/or the individual. They are not covered under the Department's Medical Assistance Program.

- 16) Information and questions regarding this Adopted Amendment shall be directed to:

Name: Anita Williams, Staff Attorney  
Office of the General Counsel

Address: Illinois Department of Public Aid  
Jesse B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendment begins on the next page:



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

## PART 120

## MEDICAL ASSISTANCE PROGRAMS

## SUBPART A: GENERAL PROVISIONS

Section  
120.1

Incorporation By Reference

## SUBPART B: ASSISTANCE STANDARDS

Section  
120.10  
120.11

Eligibility For Medical Assistance  
Eligibility For Medical Assistance For Pregnant  
Women and Children Under Age Six Who Do Not Qualify  
As Mandatory Categorically Needy  
MANG(AABD) Income Standard  
MANG(C) Income Standard  
MANG(P) Income Standard  
Exceptions To Use Of MANG Income Standard  
AMI Income Standard

120.20  
120.30  
120.31  
120.40  
120.50

## SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section  
120.60

All Cases Other Than Intermediate Care, Skilled  
Nursing Care, DMHDD, DMHDD Approved Community Based  
Settings and Pregnant Women and Children Under Age  
Six Who Do Not Qualify As Mandatory Categorically  
Needy

120.61 Cases in Intermediate Care, Skilled Nursing Care and  
DMHDD - MANG(AABD) and All Other Licensed Medical  
Facilities  
120.62 Department of Mental Health and Developmental  
Disabilities (DMHDD) Approved Home and Community  
Based Residential Settings Under 89 Ill. Adm. Code  
140.643

120.63 Department of Mental Health and Developmental  
Disabilities (DMHDD) Approved Home and Community  
Based Residential Settings  
120.64 Pregnant Women and Children Under Age Six Years Who  
Do Not Qualify As Mandatory Categorically Needy  
120.65 Department of Mental Health and Developmental  
Disabilities (DMHDD) Licensed Community - Integrated  
Living Arrangements

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

## SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

Section  
120.70

Supplementary Medical Insurance Benefits, Buy-In  
Program

120.72

Eligibility for Medicare Cost Sharing as a Qualified  
Medicare Beneficiary (QMB)

120.74

Qualified Medicare Beneficiary (QMB) Income Standard  
Hospital Insurance Benefits (HIB)

120.76

## SUBPART E: RECIPIENT RESTRICTION PROGRAM

Section  
120.80

Recipient Restriction Program

## SUBPART F: MIGRANT MEDICAL PROGRAM

Section  
120.90  
120.91

Migrant Medical Program  
Income Standards

## SUBPART G: AID TO THE MEDICALLY INDIGENT

Section  
120.208

Client Cooperation

120.210

Citizenship

120.211

Residence

120.212

Age

120.215

Relationship

120.216

Living Arrangement

120.217

Supplemental Payments

120.218

Institutional Status

120.224

Foster Care Program

120.225

Social Security Numbers

120.230

Unearned Income

120.235

Exempt Unearned Income

120.236

Education Benefits

120.240

Unearned Income In-Kind

120.245

Earmarked Income

120.250

Lump Sum Payments and Income Tax Refunds

120.255

Protected Income

120.260

Earned Income

120.261

Budgeting Earned Income

120.262

Exempt Earned Income

120.270

Recognized Employment Expenses

120.271

Income From Work/Study/Training Program

120.272

Earned Income From Self-Employment

120.273

Earned Income From Roomer and Boarder

120.275

Earned Income In-Kind

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

Section  
120.276 Payments from the Illinois Department of Children and Family Services  
120.280 Assets  
120.281 Exempt Assets  
120.282 Asset Disregards  
120.283 Deferral of Consideration of Assets  
120.284 Spend-down of Assets (AMI)  
120.285 Property Transfers  
120.290 Persons Who May Be Included in the Assistance Unit  
120.295 Payment Levels for AMI

## SUBPART H: MEDICAL ASSISTANCE - NO GRANT

Section  
120.308 Client Cooperation  
120.309 Caretaker Relative  
120.310 Citizenship  
120.311 Residence  
120.312 Age  
120.313 Blind  
120.314 Disabled  
120.315 Relationships  
120.316 Living Arrangements  
120.317 Supplemental Payments  
120.318 Institutional Status  
120.319 Assignment of Rights to Medical Support and Collection of Payment  
120.320 Cooperation in Establishing Paternity and Obtaining Medical Support  
120.321 Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support  
120.322 Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support  
120.323 Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause  
120.324 Foster Care Program  
120.325 Social Security Numbers  
120.330 Unearned Income  
120.332 Budgeting Unearned Income  
120.335 Exempt Unearned Income  
120.336 Education Benefits  
120.338 Incentive Allowance  
120.340 Unearned Income In-Kind  
120.342 Court Ordered Child Support Payments of Parent/Step-Parent  
120.345 Earmarked Income  
120.346 Medicaid Qualifying Trusts  
120.350 Lump Sum Payments and Income Tax Refunds

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

Section  
120.355 Protected Income  
120.360 Earned Income  
120.361 Budgeting Earned Income  
120.362 Exempt Earned Income  
120.364 Earned Income Exemption  
120.366 Exclusion From Earned Income Exemption  
120.370 Recognized Employment Expenses  
120.371 Income From Work/Study/Training Programs  
120.372 Earned Income From Self-Employment  
120.373 Earned Income From Roomer and Boarder  
120.375 Earned Income In Kind  
120.376 Payments from the Illinois Department of Children and Family Services  
120.379 Assessment of Assets  
120.380 Assets  
120.381 Exempt Assets  
120.382 Asset Disregard  
120.383 Deferral of Consideration of Assets  
120.384 Spend-down of Assets (MANG)  
120.385 Property Transfers for Applications Filed Prior to October 1, 1989  
120.386 Property Transfers Effective for Applications Filed on or After October 1, 1989  
120.390 Persons Who May Be Included in the Assistance Unit  
120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Children Under Age Six  
120.392 Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy  
120.393 Pregnant Women And Children Under Age Eight Years Who Do Not Qualify As Mandatory Categorically Needy Demonstration Project.  
120.395 Payment Levels for MANG  
120.399 Redetermination of Eligibility

AUTHORITY: Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq. and 12-13)

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41,



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979; peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142,

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 4515, effective March 25, 1985; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15649, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835, effective July 22, 1988; emergency amendment at 12 Ill. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 17867, effective November 15, 1988; amended at 13 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg. 3908, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 11929, effective June 27, 1989, for a maximum of 150 days; emergency expired November 25, 1989; emergency amendment at 13 Ill. Reg. 12137, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15404, effective October 6, 1989; emergency amendment at 13 Ill. Reg. 16586, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 13 Ill. Reg. 17483, effective October 31, 1989; amended at 13 Ill. Reg. 17838, effective November 8, 1989; amended at 13 Ill. Reg. 18872, effective November 17, 1989; amended at 14 Ill. Reg. 760, effective January 1, 1990; emergency amendment at 14 Ill. Reg. 1494, effective January 2, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 4233, effective March 5, 1990; emergency amendment at 14 Ill. Reg. 5839, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 6372, effective April 16, 1990; amended at 14 Ill. Reg. 7637, effective May 10, 1990; amended at 14 Ill. Reg. 10396, effective June 20, 1990; amended at 14 Ill. Reg. 13227, effective August 6, 1990; amended at 14 Ill. Reg. 14814, effective September 3, 1990; amended at 14 Ill. Reg. 17004, effective September 30, 1990; emergency amendment at 15 Ill. Reg. 348, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5302, effective April 1, 1991; amended at 15 Ill. Reg. 10101, effective June 24, 1991.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

## SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

## Section 120.65

Department of Mental Health and  
Developmental Disabilities (DMHDD) Licensed  
Community - Integrated Living Arrangements

- a) Community -Integrated Living Arrangement  
(CILA) Services

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

## Section 120.65

Department of Mental Health and  
Developmental Disabilities (DMHDD) Licensed  
Community - Integrated Living Arrangements  
(Cont'd)

- 1) This Section applies to individuals receiving CILA services through an agency licensed by DMHDD. CILA services are provided in approved settings where eight or fewer individuals with mental retardation (MR) or mental illness (MI) reside under the supervision of the agency licensed by DMHDD. Individuals actively participate in choosing services designed to provide treatment, habilitation, training, rehabilitation and other community integrative supports and in choosing a home from among those living arrangements available to the general public and/or housing owned or leased by an agency licensed by DMHDD.
- 2) The standards and licensure requirements for community-integrated living arrangements are found at 59 Ill. Adm. Code 115.
- b) A one-month eligibility period will be used. Eligibility begins the first day of the eligibility period or the day during the month that spend-down is met.
- c) The appropriate MANG Community Income Standard will be used (see Section 120.20).
- d) The individual shall be allowed an asset disregard in accordance with Section 120.382. Assets are considered in accordance with 89 Ill. Adm. Code 113.140, 113.141 and 113.142.
- e) No payment will be made by the Department for the cost of room and board. The individual shall be responsible directly to the agency licensed by DMHDD for payment of any room and board costs.
- f) If non-exempt income is greater than the MANG Standard and/or non-exempt assets are over the applicable asset disregard, the client must meet the spend-down determined for the eligibility period before becoming eligible to receive medical assistance. The spend-down is the sum of the amount by which the client's non-exempt income exceeds the MANG

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

## Section 120.65

Department of Mental Health and Developmental Disabilities (DMHDD) Licensed Community - Integrated Living Arrangements (Cont'd)

standard and the amount of non-exempt assets in excess of the applicable asset disregard.

- g) The client may meet the spend-down by incurring costs for CILA services. CILA services are considered incurred in total for the month on the first day of the month or the first day services are received if for less than an entire month. If the cost of CILA services equals or exceeds the spend-down amount, the spend-down is met. DMHDD will provide the local office with a statement of expected monthly charges for CILA services to ensure that the spend-down obligation is met.

- h) If non-exempt income is equal to or less than the MANG Standard and non-exempt assets are not in excess of the applicable asset disregard, the client is eligible for medical assistance from the first day of the eligibility period.

- i) If non-exempt income exceeds the MANG Standard and/or non-exempt assets are over the applicable asset disregard, eligibility for medical assistance shall begin effective the first day that the spend-down obligation is met. Covered services, less the client's liability, received from the spend-down met date until the end of the eligibility period will be paid for by the Department. The client shall be responsible directly to the provider for payment for services provided prior to the time the client meets spend-down.

- j) A new application and/or a redetermination of eligibility will not be required for eligible clients who move from an institutional setting to an approved setting in which CILA services are received.

- k) A full redetermination of eligibility shall be made every twelve months.

(Source: Added at 15 Ill. Reg. 10101, effective June 24, 1991)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: MEDICAL PAYMENTS

- 2) Code Citation: 89 Ill. Adm. Code 140

- 3) Section Numbers: Adopted Action:

140.850	New Section
140.855	New Section
140.860	New Section
140.865	New Section
140.870	New Section
140.875	New Section
140.880	New Section
140.885	New Section
140.890	New Section
140.895	New Section
140.Table K	New Section
140.Table L	New Section

- 4) Statutory Authority: Sections 5-5.1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.1 et seq. and 12-13)

- 5) Effective Date of Adopted Amendments: June 21, 1991

- 6) Does this rulemaking contain an automatic repeal date? Yes ☐ No ☒

- 7) Do these Adopted Amendments contain incorporations by reference? No

- 8) Date Filed in Agency's Principal Office: June 21, 1991

- 9) Notices of Proposal Published in Illinois Register: December 14, 1990 (14 Ill. Reg. 19592)

- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No

- 11) Differences between proposal and final version:

In the Table of Contents, Subpart F, deleted "SNF/PED FACILITIES" from heading.

In Section 140.850, line 8, deleted the comma after the word "organization".

In Section 140.850, line 11, added the word "written" between "develop" and "agreements".

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

In Section 140.855(a), line 2, corrected spelling of "network".

In Section 140.855(a), third sentence, replaced the word "ambulatory" with the word "medical".

In Section 140.855(a), line 10, deleted the words "the provision of" and added the word "providing".

In Section 140.860(a)(9), replaced "Physical therapy and related services;" with "Rehabilitation services;".

In Section 140.870(b), line 1, deleted the word "assure" and added the words "ensure that".

In Section 140.870(b), line 2, added "meet the qualifications of Section 140.880" at the end of the paragraph.

In Section 140.870(e), second sentence, replaced the word "a" with "the" between "of" and "client's".

In Section 140.870(f), line 3, corrected the abbreviation of "Ill".

In Section 140.885(d), added the word "assess" before the word "patient".

In Section 140.890(a), line 4, added the word "a" between "receive" and "fee".

In Section 140.890(a), line 5, added "of the Department's rate" between "10%" and "for".

In Section 140. Table K, Code 95120, corrected spelling of "immunotherapy".

In Section 140. Table K, added procedure code "94642 Prophylaxis for pneumocystis carinii pneumonia" at the end of "Other Services".

In Section 140. Table K everything contained under "Screenings" is deleted and replaced with the following:

SCREENINGS (Rates Effective March 1, 1991)

Health Screening

1) Birth to 02 weeks 11) 02 to 03 years

ILLINOIS REGISTER

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

2) 02 weeks to 01 month 12) 03 to 04 years  
3) 01 to 02 months 13) 04 to 05 years  
4) 02 to 04 months 14) 05 to 06 years  
5) 04 to 06 months 15) 06 to 08 years  
6) 06 to 09 months 16) 08 to 10 years  
7) 09 to 12 months 17) 10 to 12 years  
8) 12 to 15 months 18) 12 to 14 years  
9) 15 to 18 months 19) 14 to 16 years  
10) 18 to 24 months 20) 16 to 18 years  
21 18 to 21 years

Code	Description	Rate
W7018	Periodic Health Screening	\$30.00
W7018	Interperiodic Health Screening*	\$30.00
W7588	Make-up Visit**	\$ 5.50

\*OBRA '89 requires states to pay for screening services at intervals in addition to those identified in the basic periodicity schedule. Medical/developmental screening, vision, hearing, and/or dental screening services may be provided at such other intervals indicated as medically necessary to determine the existence of physical or mental illnesses or conditions. Interperiodic screening examinations may occur even in the case of children whose physical, mental, or developmental illnesses or conditions have already been diagnosed, if there are indications that the illness or condition may have become more severe, or has changed sufficiently that further examination is medically necessary.

\*\* Make-up Visit may be billed when diagnostic procedures or immunizations are provided at a separate visit from the periodic health screening.

Vision Screening

Beginning at age three (03) through twenty (20) years, the Department will pay for one vision screening performed by a qualified provider per year for an eligible child. However, the Department will pay for other such screenings when medically necessary, regardless of child's age or medical history.

Code	Description	Rate
W7087	Vision Screening	\$ 7.00



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Hearing Screening

Beginning at age one (01) year for children at high risk for hearing problems and age three (03) years for all other children, the Department will pay for one hearing screening performed by a qualified provider per year for an eligible child. However, the Department will pay for other such screenings when medically necessary, regardless of a child's age or medical history.

<u>Code</u>	<u>Description</u>	<u>Rate</u>
w7020	Hearing Screening	\$ 7.00
	In Section 140.Table L, Group I and Group II, deleted procedure codes "10003" and "58101".	
	In Section 140.Table L, added procedure code "58103 Menstrual Extraction".	
	In Section 140.Table L, Code 11440, added a comma after the word "lips".	
	In Section 140.Table L, Code 11762, reworded to say "reconstruction of nail bed with graft".	
	In Section 140.Table L, Code 12031, "Axillae" was misspelled.	
	In Section 140.Table L, Code 21555, added a comma after "tumor".	
	In Section 140.Table L, Code 23330, added a comma after "body".	
	In Section 140.Table L, Code 23930, added a comma after "drainage".	
	In Section 140.Table L, Code 27086, added a comma after "body".	
	In Section 140.Table L, Code 27603, added a comma after "drainage".	
	In Section 140.Table L, Code 28190, added a comma after "body".	
	In Section 140.Table L, Code 29085, added a comma after "Cast".	

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

In Section 140.Table L, Code 29450, "short leg" was changed to two words.

In Section 140.Table L, Code 40490, added a comma after "Biopsy".

In Section 140.Table L, Code 40804, added a comma after "body".

In Section 140.Table L, Code 40810, added a comma after "submucosa".

In Section 140.Table L, Code 40830, added a comma after "laceration".

In Section 140.Table L, Code 45317, indented.

In Section 140.Table L, Code 45321, indented.

In Section 140.Table L, Code 11750, removed colon at end of phrase and added semicolon.

In Section 140.Table L, Code 46250, added Code number "46900" for the phrase directly after this.

In Section 140.Table L, Code 31626 has been deleted.

In Section 140.Table L, Code 43258, correct spelling of "mucosal".

In Section 140.Table L, Code 43267, deleted second s in "nosopancreactic".

In Section 140.Table L, Code 45320, added comma before "hot".

In Section 140.Table L, Code 50951, removed colon at end of phrase and added semicolon.

In Section 140.Table L, Code 52000, removed comma.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Adopted Amendments replace Emergency Amendments currently in effect? No

14) Are there any Amendments pending on this Part? Yes

## ILLINOIS REGISTER

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section Numbers Proposed Action Illinois Register Citation

140.3	Amendment	April 19, 1991 (15 Ill. Reg. 5585)
140.7	Amendment	April 19, 1991 (15 Ill. Reg. 5585)
140.11	Amendment	May 10, 1991 (15 Ill. Reg. 6949)
140.17	Amendment	November 30, 1990 (14 Ill. Reg. 18982)
140.71	Amendment	December 21, 1990 (14 Ill. Reg. 20170)
140.460	Repealed	April 5, 1991 (15 Ill. Reg. 4903)
140.461	Repealed	April 5, 1991 (15 Ill. Reg. 4903)
140.462	Repealed	April 5, 1991 (15 Ill. Reg. 4903)
140.463	Repealed	April 5, 1991 (15 Ill. Reg. 4903)
140.465	Repealed	April 5, 1991 (15 Ill. Reg. 4903)
140.561	Amendment	May 17, 1991 (15 Ill. Reg. 7482)
140.569	Amendment	June 14, 1991 (15 Ill. Reg. 8656)

15) Summary and Purpose of Adopted Amendments: This proposed rule specifies the qualifications and requirements of all parties involved in Medicaid Partnerships, outlines service requirements and the payment methodology.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Daniel Leikvold  
Office of the General Counsel

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Address: Illinois Department of Public Aid  
Jesse B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER c: MEDICAL PROGRAMSPART 140  
MEDICAL PAYMENT

## SUBPART A: GENERAL PROVISIONS

Section	
140.1	Incorporation By Reference
140.2	Medical Assistance Programs
140.3	Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy
140.4	Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)
140.5	Covered Medical Services Under GA and AMI
140.6	Medical Services Not Covered
140.7	Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Children Under Age Six
140.8	Medical Assistance For Qualified Severely Impaired Individuals
140.9	Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
140.10	Medical Assistance Provided to Incarcerated Persons
SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL	
Section	
140.11	Enrollment Conditions for Medical Providers
140.12	Participation Requirements for Medical Providers
140.13	Definitions
140.14	Denial of Application to Participate in the Medical Assistance Program
140.15	Recovery of Money
140.16	Termination of a Vendor's Eligibility to Participate in the Medical Assistance Program
140.17	Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section	
140.18	Effect of Termination on Individuals Associated with Vendor
140.19	Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring Submittal of Claims
140.20	Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)
140.21	Magnetic Tape Billings
140.22	Payment of Claims
140.23	Payment Procedures
140.24	Overpayment or Underpayment of Claims
140.25	Payment to Factors Prohibited
140.26	Assignment of Vendor Payments
140.27	Record Requirements for Medical Providers
140.28	Audits
140.30	False Reporting and Other Fraudulent Activities
140.35	Prior Approval for Medical Services or Items
140.40	Prior Approval in Cases of Emergency
140.41	Limitation on Prior Approval
140.42	Post Approval for items or Services When Prior Approval Cannot Be Obtained
140.43	Drug Manual (Recodified)
140.71	Drug Manual (Recodified)
140.72	Drug Manual (Recodified)
140.73	Drug Manual Updates (Recodified)
SUBPART C: HOSPITAL SERVICES	
Section	
140.94	Hospital Services (Recodified)
140.95	Participation (Recodified)
140.96	General Requirements (Recodified)
140.97	Special Requirements (Recodified)
140.98	Covered Hospital Services (Recodified)
140.99	Hospital Services Not Covered (Recodified)
140.100	Limitation On Hospital Services (Recodified)
140.101	Transplants (Recodified)
140.102	Heart Transplants (Recodified)
140.103	Liver Transplants (Recodified)
140.104	Bone Marrow Transplants (Recodified)
140.110	Disproportionate Share Hospital Adjustments (Recodified)
140.116	Payment for Inpatient Services for GA (Recodified)
140.117	Hospital Outpatient and Clinic Services (Recodified)
140.200	Payment for Hospital Services During Fiscal Year 1982 (Recodified)
140.201	Payment for Hospital Services After June 30, 1982 (Repealed)



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.202	Payment for Hospital Services During Fiscal Year 1983 (Recodified)
140.203	Limits on Length of Stay by Diagnosis (Recodified)
140.300	Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)
140.350	Copayments (Recodified)
140.360	Payment Methodology (Recodified)
140.361	Non-Participating Hospitals (Recodified)
140.362	Pre July 1, 1989 Services (Recodified)
140.363	Post June 30, 1989 Services (Recodified)
140.364	Prepayment Review (Recodified)
140.365	Base Year Costs (Recodified)
140.366	Restructuring Adjustment (Recodified)
140.367	Inflation Adjustment (Recodified)
140.368	Volume Adjustment (Repealed)
140.369	Groupings (Recodified)
140.370	Rate Calculation (Recodified)
140.371	Payment (Recodified)
140.372	Review Procedure (Recodified)
140.373	Utilization (Repealed)
140.374	Alternatives (Recodified)
140.375	Exemptions (Recodified)
140.376	Utilization, Case-Mix and Discretionary Funds (Repealed)
140.390	Subacute Alcoholism and Substance Abuse Services (Recodified)
140.391	Definitions (Recodified)
140.392	Types of Subacute Alcoholism and Substance Abuse Services (Recodified)
140.394	Payment for Subacute Alcoholism and Substance Abuse Services (Recodified)
140.396	Rate Appeals for Subacute Alcoholism and Substance Abuse Services (Recodified)
140.398	Hearings (Recodified)

## SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

Section 140.400	Payment to Practitioners, Nurses and Laboratories
140.410	Physicians' Services
140.411	Covered Services By Physicians
140.412	Services Not Covered By Physicians
140.413	Limitation on Physician Services
140.414	Requirements for Prescriptions and Dispensing of Pharmacy Items - Physicians
140.416	Optometric Services and Materials

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.417	Limitations on Optometric Services
140.418	Department of Corrections Laboratory
140.420	Dental Services
140.421	Limitations on Dental Services
140.422	Requirements for Prescriptions and Dispensing of Pharmacy Items - Dentists
140.425	Podiatry Services
140.426	Limitations on Podiatry Services
140.427	Requirement for Prescriptions and Dispensing of Pharmacy Items - Podiatry
140.428	Chiropractic Services
140.429	Limitations on Chiropractic Services (Repealed)
140.430	Independent Laboratory Services
140.431	Services Not Covered by Independent Laboratory
140.432	Limitations on Independent Laboratory Services
140.433	Payment for Laboratory Services
140.434	Record Requirements for Independent Laboratories
140.435	Nurse Services
140.436	Limitations on Nurse Services
140.440	Pharmacy Services
140.441	Pharmacy Services Not Covered
140.442	Prior Approval of Prescriptions
140.443	Filling of Prescriptions
140.444	Compounded Prescriptions
140.445	Prescription Items (Not Compounded)
140.446	Over-the-Counter Items
140.447	Reimbursement
140.448	Returned Pharmacy Items
140.449	Payment of Pharmacy Items
140.450	Record Requirements for Pharmacies
140.452	Mental Health Clinic Services
140.453	Definitions
140.454	Types of Mental Health Clinic Services
140.455	Payment for Mental Health Clinic Services
140.456	Hearings
140.460	Clinic Services
140.461	Clinic Participation Requirements (Emergency Expired)
140.462	Covered Services in Clinics (Emergency Expired)
140.463	Encounter Rate Clinic Payment (Emergency Expired)
140.464	Psychiatric Clinics (Hospital-based)
140.465	Speech and Hearing Clinics
140.466	Rural Health Clinics
140.467	Independent Clinics
140.469	Hospice
140.470	Home Health Services
140.471	Home Health Covered Services
140.472	Types of Home Health Services

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section  
 140.473 Prior Approval for Home Health Services  
 140.474 Payment for Home Health Services  
 140.475 Medical Equipment, Supplies and Prosthetic Devices  
 140.476 Medical Equipment, Supplies and Prosthetic Devices  
 for Which Payment Will Not Be Made  
 140.477 Limitations on Equipment, Supplies and Prosthetic  
 Devices  
 140.478 Prior Approval for Medical Equipment, Supplies and  
 Prosthetic Devices  
 140.479 Approval of Medical Supplies  
 140.480 Equipment Rental Limitations  
 140.481 Payment for Medical Equipment, Supplies and  
 Prosthetic Devices  
 140.482 Family Planning Services  
 140.483 Limitations on Family Planning Services  
 140.484 Payment for Family Planning Services  
 140.485 Healthy Kids Program  
 140.486 Limitations on Medichex Services (Repealed)  
 140.487 Healthy Kids Program Timeliness Standards  
 140.488 Periodicity Schedule, Immunizations and Diagnostic  
 Laboratory Procedures  
 140.490 Medical Transportation  
 140.491 Limitations on Medical Transportation  
 140.492 Payment for Medical Transportation  
 140.495 Psychological Services  
 140.496 Payment for Psychological Services  
 140.497 Hearing Aids

## SUBPART E: GROUP CARE

Section  
 140.500 Group Care Services  
 140.502 Cessation of Payment at Federal Direction  
 140.503 Cessation of Payment for Improper Level of Care  
 140.504 Cessation of Payment Because of Termination of  
 Facility  
 140.505 Continuation of Payment Because of Threat To Life  
 140.506 Provider Voluntary Withdrawal  
 140.507 Continuation of Provider Agreement  
 140.510 Determination of Need for Group Care  
 140.511 Services Provided Without Charge  
 140.512 Utilization Control  
 140.513 Utilization Review Plan  
 140.514 Certifications and Recertifications of Care  
 140.515 Management of Recipient Funds--Personal Allowance  
 Funds  
 140.516 Recipient Management of Funds

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section  
 140.517 Correspondent Management of Funds  
 140.518 Facility Management of Funds  
 140.519 Use or Accumulation of Funds  
 140.520 Management of Recipient Funds--Local Office  
 Responsibility  
 140.521 Room and Board Accounts  
 140.522 Reconciliation of Recipient Funds  
 140.523 Bed Reserves  
 140.524 Cessation of Payment Due to Loss of License  
 140.525 Eligibility For Quality Incentive Program (QUIP)  
 140.526 Quality Incentive Standards and Criteria for the  
 Quality Incentive Program (QUIP)  
 Quality Incentive Survey  
 140.527 Quality Incentive Survey  
 140.528 Payment of Quality Incentive  
 140.529 Reviews  
 140.530 Basis of Payment for Group Care Services  
 140.531 General Service Costs  
 140.532 Health Care Costs  
 140.533 General Administration Costs  
 140.534 Ownership Costs  
 140.535 Costs for Interest, Taxes and Rent  
 140.536 Organization and Pre-Operating Costs  
 140.537 Payments to Related Organizations  
 140.538 Special Costs  
 140.539 Nurse's Aide Training and Testing  
 140.540 Costs Associated With Nursing Home Care Reform Act  
 and Implementing Regulations  
 140.541 Salaries Paid to Owners or Related Parties  
 140.542 Cost Reports-Filing Requirements  
 140.543 Time Standards for Filing Cost Reports  
 140.544 Access to Cost Reports (Repealed)  
 140.545 Penalty for Failure to File Cost Reports  
 140.550 Update of Operating Costs  
 140.551 General Service Costs  
 140.552 Nursing and Program Costs  
 140.553 General Administrative Costs  
 140.554 Component Inflation Index  
 140.555 Minimum Wage  
 140.560 Components of the Base Rate Determination  
 140.561 Support Costs Components  
 140.562 Nursing Costs  
 140.563 Capital Costs  
 140.565 Incentive Payments for Quality Care (Repealed)  
 140.566 Level I Incentive Payments (Repealed)  
 140.567 Level II Incentive Payments (Repealed)  
 140.568 Duration of Incentive Payments (Repealed)  
 140.569 Clients With Exceptional Care Needs  
 140.570 Capital Rate Component Determination



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.571	Fair Rental Value (FRV) Calculation
140.572	Total Capital Rate
140.573	Other Capital Provisions
140.574	Capital Costs for Rented Facilities
140.575	Newly Constructed Facilities (Repealed)
140.576	Renovations (Repealed)
140.577	Capital Costs for Rented Facilities (Renumbered)
140.578	Property Taxes
140.579	Specialized Living Centers
140.580	Mandated Capital Improvements
140.581	Qualifying as Mandated Capital Improvement
140.582	Cost Adjustments
140.583	Campus Facilities
140.584	Illinois Municipal Retirement Fund (IMRF)
140.590	Audit and Record Requirements
140.642	Screening Assessment for Long Term Care and Alternative Residential Settings and Services
140.643	In-Home Care Program
140.645	Medical and In-Home Care For Disabled Persons Under Age 21
140.646	Reimbursement for Developmental Training (DT) Services for Individuals With Developmental Disabilities Who Reside in Long Term Care (ICF and SNF) and Residential (ICF/MR) Facilities
140.647	Description of Developmental Training (DT) Services
140.648	Determination of the Amount of Reimbursement for Developmental Training (DT) Programs
140.649	Effective Dates of Reimbursement for Developmental Training (DT) Programs
140.650	Certification of Developmental Training (DT) Programs
140.651	Decertification of Day Programs
140.652	Terms of Assurances and Contracts
140.680	Effective Date Of Payment Rate
140.700	Discharge of Long Term Care Residents
140.830	Appeals of Rate Determinations
140.835	Determination of Cap on Payments for Long Term Care

SUBPART F: POINT-COUNT-GUIDELINES-FOR-ICF/MR-AND  
SNF/PED-FACILITIES

## MEDICAID PARTNERSHIP PROGRAM

Section 140.850	Facility/Client-Participation-(Revised)-General Description
140.855	Evaluation-Of-Need-For-Care-(Revised)-Definition of Terms

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.860	Payment-(Revised)-Covered Services
140.865	Definitions-(Revised)-Sponsor Qualifications
140.870	Guidelines-(Revised)-Sponsor Responsibilities
140.875	Intermediate-Care-(ICF/MR)-(Revised)-Department Responsibilities
140.880	Skilled-Care-(SNF/PED)-(Revised)-Provider Qualifications
140.885	Statewide-Rates-(Revised)-Provider Responsibilities
140.890	Reimbursement-for-ICF/MR-15-and-Under-Facilities- (Revised)-Payment Methodology
140.895	Night-Shift-Reimbursement-(Revised)-Contract Monitoring
140.896	Reimbursement For Program Costs (Active Treatment) For Clients in Long Term Care Facilities For the Developmentally Disabled (Recodified)

SUBPART G: REIMBURSEMENT FOR NURSING COSTS FOR GERIATRIC  
FACILITIES

Section 140.900	Reimbursement For Nursing Costs For Geriatric Residents in Group Care Facilities (Recodified)
140.901	Functional Areas of Needs (Recodified)
140.902	Service Needs (Recodified)
140.903	Definitions (Recodified)
140.904	Times and Staff Levels (Repealed)
140.905	Statewide Rates (Repealed)
140.906	Reconsiderations (Recodified)
140.907	Midnight Census Report (Recodified)
140.908	Times and Staff Levels (Recodified)
140.909	Statewide Rates (Recodified)
140.910	Referrals (Recodified)
140.911	Basic Rehabilitation Aide Training Program (Recodified)
140.912	Interim Nursing Rates (Recodified)

SUBPART H: ILLINOIS COMPETITIVE ACCESS AND REIMBURSEMENT  
EQUITY (ICARE) PROGRAM

Section 140.940	Illinois Competitive Access and Reimbursement Equity (ICARE) Program (Recodified)
140.942	Definition of Terms (Recodified)
140.944	Notification of Negotiations (Recodified)
140.946	Hospital Participation in ICARE Program Negotiations (Recodified)
140.948	Negotiation Procedures (Recodified)



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.950	Factors Considered in Awarding ICARE Contracts (Recodified)
140.952	Closing an ICARE Area (Recodified)
140.954	Administrative Review (Recodified)
140.956	Payments to Contracting Hospitals (Recodified)
140.958	Admitting and Clinical Privileges (Recodified)
140.960	Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)
140.962	Payment to Hospitals for Inpatient Services or Care not Provided under the ICARE Program (Recodified)
140.964	Contract Monitoring (Recodified)
140.966	Transfer of Recipients (Recodified)
140.968	Validity of Contracts (Recodified)
140.970	Termination of ICARE Contracts (Recodified)
140.972	Hospital Services Procurement Advisory Board (Recodified)
TABLE A	Medicheck Recommended Screening Procedures (Repealed)
TABLE B	Health Service Areas
TABLE C	Capital Cost Areas
TABLE D	Schedule of Dental Procedures
TABLE E	Time Limits for Processing of Prior Approval Requests
TABLE F	Podiatry Service Standards
TABLE G	Travel Distance Standards
TABLE H	Areas of Major Life Activity
TABLE I	Staff Time and Allocation for Training Programs (Recodified)
TABLE J	HSA Grouping
TABLE K	Services Qualifying for 10% Add-On
TABLE L	Services Qualifying for 10% Add-On to Surgical Incentive Add-On

**AUTHORITY:** Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

**SOURCE:** Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.913 thru 140.914 Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.206 thru 147.207 Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective April 3, 1989; amended at 13 Ill. Reg. 5115, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days;



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART F: POINT-COUNT-GUIDELINES-FOR-ICF/MR-AND  
SNF-RED-FACILITIES-

## MEDICAID PARTNERSHIP PROGRAM

Section 140.850 Facility/Client-Participation-(Revised)-  
General Description

A Medicaid Partnership is a comprehensive health care delivery network established to provide medical and case management services to Medicaid clients in designated high need areas in East St. Louis and Chicago which are defined by zip code (62201, 62204, 62205, 62207, 62059, 62071, 62203, 62205, 62207, 60610, 60651, 60610, 60611, 60622, 60644, 60624, 60612, 60623, 60601-08, 60616). A Partnership is represented by a sponsoring organization having a contractual relationship with the Department of Public Aid. The sponsoring organization shall be selected through the Request for Proposal Process. The sponsoring organization shall develop written agreements among participating providers to provide care to clients. The Partnership provides incentive for physician participation through enhanced fees. Clients are not locked into Partnership providers for medical care, but they are encouraged to receive health services through them by an integrated case management system and the provision of quality medical care.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.855 Evaluation-Of-Need-For-Care-(Revised)-  
Definition of Terms

- a) Partnership Sponsor: The lead entity responsible for developing and managing the Partnership network. The Department's contract is with the Partnership sponsor. The sponsor initiates agreements with other providers, such as hospitals, physicians, home health care vendors, and substance abuse programs, to present comprehensive medical care services to program participants. The sponsor is also responsible for coordinating clients' medical services on an individual basis and providing a case management system to enable clients to secure health care.
- b) Participating Provider: Any physician, hospital, long term care facility, home health agency, drug and alcohol treatment program, or other medical provider who provides services to clients under the terms of a contract with a Partnership sponsor.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

Section 140.860 Payment-(Revised)-Covered Services

- a) All Services covered under the Illinois Medical Assistance Program shall be available in targeted Partnership areas. Partnerships shall provide, at a minimum, the following medical services either directly through participating providers or indirectly through referral arrangements:
  - 1) Physician primary care services and primary care services provided by certified pediatric nurse practitioners and family nurse practitioners, including office-based physician care, preventive services for children and adults, prenatal care and delivery, psychiatric services, and child optometric and audiology services;
  - 2) Other physician services and specialty care;
  - 3) Family planning services;
  - 4) Inpatient and outpatient hospital services;
  - 5) Emergency medical services;



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 140.860 Payment--(Revised)--Covered Services (Cont'd)

- 6) Clinical laboratory services;
  - 7) Acute and subacute treatment for alcohol and other drug abuse;
  - 8) Home health services;
  - 9) Rehabilitation services; and
  - 10) Skilled nursing services.
- b) Clients shall be able to access care through Partnerships seven days a week, twenty-four hours a day. The Partnership is not required to arrange for the provision of prescription drugs, dental services, chiropractic or podiatric care, intermediate long term care, durable medical equipment and supplies, or the services of subspecialty physicians. The Partnership shall provide assistance to clients in obtaining treatment from subspecialty physicians or purchasing needed supplies, and transfer of medical records in a timely fashion.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

## Section 140.865 Definitions--(Revised) Sponsor Qualifications

To qualify for sponsorship of a Medicaid Partnership, an organization shall meet the following qualifications:

- a) The organization shall be based in the State of Illinois.
- b) The organization shall be fiscally solvent as demonstrated by submission of an annual audit, performed by an independent auditing firm.
- c) The organization shall be organized to deliver medical care.
- d) The organization shall certify that it has not been convicted of bribery or of attempted bribery, nor has the organization made an admission of guilt of such conduct which is a matter of record, nor has an official, agent or employee of the organization been

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 140.865 Definitions--(Revised) Sponsor Qualifications (Cont'd)

so convicted nor made such admission of bribery on behalf of the organization and pursuant to the direction of a responsible official of the organization.

- e) The organization shall certify that it has not been convicted of fraud or attempted fraud, nor has the organization made an admission of guilt of such conduct which is a matter of record, nor has an official, agent or employee of the organization been so convicted nor made such admission of fraud on behalf of the organization and pursuant to the direction of a responsible official of the organization.
- f) The organization shall demonstrate its ability to meet the service requirements identified in Sections 140.860 and 140.870.
- g) The organization shall employ at least five professional employees or physicians.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

## Section 140.870 Guidelines--(Revised) Sponsor Responsibilities

The sponsor is responsible for the following:

- a) Quality Assurance. The sponsor shall have a quality assurance program which provides for analysis of data on performance and patient results by participating physician and hospital. The sponsor's quality assurance program shall also include a utilization review component which monitors the utilization of medical services and develops methods of encouraging appropriate patterns of utilization by providers and clients.
- b) Provider Selection. The sponsor shall ensure that the selection of high quality participating providers meet the qualifications of Section 140.880.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.670. Guidelines-(Revised)-Sponsor-Responsibilities (Cont'd)

- c) Physician Recruitment. The sponsor shall develop physician participation goals and a plan for physician recruitment.
- d) Other Special Services. The sponsor shall arrange for other special services for high-need individuals, including the assignment of a case manager for each pregnant woman, child under age 8, person with AIDS, person with a chronic disease, and person who is disabled and receiving care through the Partnership. The provision of other special services may be accomplished through a contracting relationship, which requires Departmental approval of the subcontractor. Other special services shall include the following:
- 1) Arrangement or direct delivery of assistance a client may need for scheduling of appointments, transportation, or child care.
  - 2) Development of an individual family service plan.
  - 3) Follow-up communication by telephone, in writing, or in person to provide health education and encourage compliance with treatment plans.
  - 4) Arrangement for or referral to social service agencies as necessary to meet the clients needs and to eliminate environmental, behavioral, or conditional barriers to seeking and obtaining primary care services.
  - 5) Referral of eligible clients to the appropriate case management program and tracking of services received.
  - 6) Interaction with providers to facilitate compliance with the treatment plan prescribed by the client's physician.
  - 7) Development and implementation of multi-method outreach services.
  - 8) Referral of infants and toddlers with developmental delay to Early Intervention providers, and infants and toddlers with

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.870. Guidelines-(Revised)-Sponsor-Responsibilities (Cont'd)

handicapping conditions to the Division of Services for Crippled Children.

- e) Primary Care Case Management. The sponsor shall arrange for and assure the delivery of medical services in a manner which provides for general and efficient management of the client's care. Primary care case management shall include the use of the client's primary physician; appropriate referrals to specialists and other needed services; specific efforts to ensure client understanding of treatment plans; and the management of inpatient care.
- f) Record Maintenance. The sponsor shall maintain medical records for clients using Partnership services as required under Section 140.28, and ensure the appropriate transfer of medical records when required.
- g) Client Education. The sponsor shall develop health care education programs for clients on the use of health care services, and provide informational materials on the Partnership and its services, in cooperation with the Department. Educational programs shall include information on how to use the system, including use of emergency services, and information on preventive care with a special focus on pregnant women and children.
- h) Reports. The sponsor shall submit reports to the Department to enable monitoring of the individual Partnership networks.
- i) Administration. The sponsor shall manage the Partnership administrative and financial affairs, and provide evidence of appropriate liability insurance against the risk of malpractice claims brought against them for the operation of the Partnership network.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.875 ~~Intermediate-Care-(ICF/MR)-(Revised)-~~  
~~Department Responsibilities~~

Responsibilities of the Department include:

- a) Providing information to clients living in service areas, on behalf of Partnerships, for promotional and case management purposes;
- b) Working with Partnerships on client education initiatives;
- c) Developing case management programs in cooperation with the Partnerships; and
- d) Checking a provider's professional license status with the Department of Professional Regulation, on behalf of the sponsor.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

Section 140.880 ~~Skilled-Care-(SNF/PEP)-(Revised)-Provider-~~  
~~Qualifications~~

- a) Partnership providers shall meet the same minimum qualifications as are applicable for all medical providers under the Illinois Medical Assistance Program.
- b) Partnership providers shall be enrolled and in good standing with the Illinois Medical Assistance Program.
- c) Partnership physician providers shall hold delivery privileges, as appropriate, at Partnership hospitals, or a written referral agreement with another participating physician having such privileges.
- d) Partnership providers shall meet any additional qualifications or participation requirements imposed by the Partnership sponsor which are approved by the Department.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.885 ~~Statewide-Rates-(Revised)-Provider-~~  
~~Responsibilities~~

- a) Partnership providers shall accept referrals from the Partnership sponsor, the various case management entities, and other Partnership providers.
- b) Partnership providers shall provide quality care to all patients.
- c) Partnership providers shall actively participate and fully cooperate in quality assurance, peer review and utilization review activities of the Partnership.
- d) Partnership providers shall interact with case managers to assure physician input into the Individual Service Plan and assess patient compliance with the treatment plan.
- e) Partnership providers shall refer high risk patients to the appropriate case management entity for assessment and determination of need for case management services.
- f) Partnership providers shall meet all reporting requirements of the Partnership.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

Section 140.890 ~~Reimbursement-(ICF/MR-15-and-Under-~~  
~~Facilities-(Revised)-Payment Methodology~~

- a) Participating Providers: The reimbursement structure for physicians participating in Partnerships shall be on a fee-for-service basis. In addition, participating physicians shall receive a fee incentive of 10% of the Department's rate for performing primary care services listed in Section 140. Table K which are provided to clients living in designated Partnership areas. For those primary care services listed in Section 140. Table L, the 10% incentive for participating physicians shall be computed from the surgical incentive add-on amount.

- b) Partnership Sponsors: The Department shall compensate the Partnership sponsor for provision of case



DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 140.890     ~~Reimbursement-for-ICF/MR-15-and-Under-~~  
~~Facilities-{Revised}-Payment Methodology~~  
~~(Cont'd)~~

management services, provision of other special services, administrative and support services, and outreach activities. Compensation shall be negotiated based on projected volume of participants to be served.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

Section 140.895     ~~Night-Shift-Reimbursement-{Revised}-~~  
~~Contract Monitoring~~

The Department shall monitor the provisions of each contract with each Partnership sponsor through analysis of monthly reports from the sponsor(s) and performance of an annual audit. The Department may exercise the option of using independent utilization review or other resources to monitor sponsor contracts.

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

SUBPART H: ILLINOIS COMPETITIVE ACCESS AND REIMBURSEMENT  
EQUITY (ICARE) PROGRAM

Section 140.890     ~~Services Qualifying for 10% Add-On~~

Code	Code Description
New Patient	
90000	Office medical service, new patient; brief service
90010	limited service
90015	intermediate service
90017	extended service
90020	comprehensive service

Established Patient

90030	Office medical service, established patient; minimal service
90040	brief service
90050	limited service
90060	intermediate service

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 140.890     ~~Services Qualifying for 10% Add-On~~  
~~(Cont'd)~~

Code	Code Description
90070	extended service
90080	comprehensive service
General Ophthalmological Services	
New Patient	

A patient who is new to the physician whose medical and administrative record needs to be established.

(For brief or limited services to new patient, as for minor adnexal condition, see 90000, 90010)

92002     Ophthalmological services; medical examination and evaluation with initiation of diagnostic and treatment program; intermediate, new patient

92004     comprehensive, new patient, one or more visit

Established Patient

A patient whose medical and administrative records are available to the physician. The designation of new or established patient does not preclude the use of a specific level of service.

(For minimal, brief or limited services to an established patient, see 90030-90050)

92012     Ophthalmological services; medical examination and evaluation, with initiation or continuation of diagnostic and treatment program; intermediate, established patient

92014     comprehensive, established patient, one or more visits

Home Medical Services

New Patient

90100	Home medical service, new patient; brief service
90110	limited service
90115	intermediate service
90117	extended service

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table K Services Qualifying for 10% Add-On  
(Cont'd)

Code	Code Description	Age Range
<b>Established Patient</b>		
90130	Home medical service, established patient:	
90140	minimal service	
90150	brief service	
90160	limited service	
90170	intermediate service	
	extended service	
<b>Diagnostic Procedures</b>		
81000	Urinalysis, routine (ph specific gravity protein tests for reducing substances such as glucose), with microscopy	
81002	Urinalysis routine without microscopy	
81005	Chemical, qualitative, any number of constituents	
82465	Cholesterol, serum; total	
82470	Cholesterol, serum; total and ester	
83645	Lead Screening; Blood	
84702	Gonadotropin, chorionic quantitative pregnancy test	
84703	Gonadotropin, chorionic qualitative pregnancy test	
85660	Sickle of RBC, reduction slide method	
86580	Tuberculosis intradermal	
86585	TB Time Test	
86592	Syphilis Test, qualitative	
87081	GC Culture Test, bacterial screening only	
87083	Culture, multiple organisms	
87087	Urine bacteria count, commercial kit	
87088	Urine bacteria culture, identification, in addition to colony count and commercial kit	
87110	Chlamydia Culture	
W7430	Denver DST	

Code Code Description Age Range

SCREENINGS (Rates Effective March 1, 1991)

## Health Screening

1)	Birth to 02 weeks	11)	02 to 03 years
2)	02 weeks to 01 month	12)	03 to 04 years
3)	01 to 02 months	13)	04 to 05 years
4)	02 to 04 months	14)	05 to 06 years

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table K Services Qualifying for 10% Add-On  
(Cont'd)

<b>Health Screening (Cont'd)</b>	
5)	04 to 06 months
6)	06 to 09 months
7)	09 to 12 months
8)	12 to 15 months
9)	15 to 18 months
10)	18 to 24 months
15)	06 to 08 years
16)	08 to 10 years
17)	10 to 12 years
18)	12 to 14 years
19)	14 to 16 years
20)	16 to 18 years
21)	18 to 21 years

Code Description Rate

W7018	Periodic Health Screening	\$30.00
W7018	Interperiodic Health Screening*	\$30.00
W7588	Make-up Visit**	\$ 5.50

\*OBRA '89 requires states to pay for screening services at intervals in addition to those identified in the basic periodicity schedule. Medical/developmental screening, vision, hearing, and/or dental screening services may be provided at such other intervals indicated as medically necessary to determine the existence of physical or mental illnesses or conditions. Interperiodic screening examinations may occur even in the case of children whose physical, mental, or developmental illnesses or conditions have already been diagnosed, if there are indications that the illness or condition may have become more severe, or has changed sufficiently that further examination is medically necessary.

\*\* Make-up Visit may be billed when diagnostic procedures or immunizations are provided at a separate visit from the periodic health screening.

## Vision Screening

Beginning at age three (03) through twenty (20) years, the Department will pay for one vision screening performed by a qualified provider per year for an eligible child. However, the Department will pay for other such screenings when medically necessary, regardless of child's age or medical history.

W7087	Vision Screening	\$ 7.00
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## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 140. Table K Services Qualifying for 10% Add-On (Cont'd)

## Hearing Screening

Beginning at age one (01) year for children at high risk for hearing problems and age three (03) years for all other children, the Department will pay for one hearing screening performed by a qualified provider per year for an eligible child. However, the Department will pay for other such screenings when medically necessary, regardless of a child's age or medical history.

Code	Description	Rate
W7020	Hearing Screening	\$ 7.00

## Immunizations

W7403	Diphtheria, Tetanus, Pertussis (DPT 1)
W7404	DPT 2
W7402	DPT 3
W7405	DPT B1
W7406	DPT B2
W7407	Polio Virus, Live Oral (OPV 1)
W7408	OPV 2
W7409	OPV 3
W7410	OPV B1
W7411	OPV B2
W7412	DT 1
W7413	DT 2
W7414	DT 3
W7415	DT Booster 1
W7416	DT Booster 2
W7580	Measles
W7581	Rubella
W7582	Mumps
W7583	MMR
W7584	Measles, Rubella
W7585	Haemophilus B (HIB)

Immunizations are replaced by the Illinois Department of Public Health (IDPH) based on paid claims. Providers are encouraged to participate in the replacement program. To receive replacement vaccine, providers must have a signed certification form on file with the Illinois Department of Public Health.

Health Insurance Claim Form (DPA 2360) enter X in 23A EPSDT Yes when using above codes.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 140. Table K Services Qualifying for 10% Add-On (Cont'd)

## Allergy Testing

95000	Percutaneous test (scratch, puncture, prick) with allergenic extracts, up to 30 tests
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95001	31-60 tests
95002	61-90 tests
95003	more than 90 tests

95005	Percutaneous tests (scratch, puncture, prick) with biologicals, stinging insects, 1-5 tests
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95006	6-10 tests
95007	11-15 tests
95011X	more than 15 tests

95014	Intracutaneous (intradermal) tests, with antibiotics, biologicals, stinging insects, immediate reaction 15-20 minutes; 1-5 tests
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95016	6-10 tests
95017	11-15 tests
95018X	more than 15 tests

95020	Intracutaneous (intradermal) tests with allergic extracts, immediate reaction 15-20 minutes; up to 10 tests
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95021	11-20 tests
95022	21-30 tests
95023	more than 30 tests

95030	Intracutaneous (intradermal) tests with allergic extracts, delayed reaction 24 to 72 hours, including reading, 2 tests
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95031	3-4 tests
95032	5-6 tests
95033	7-8 tests
95034	more than 8 tests

95040	Patch or application tests: up to 10 tests
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95041	11-20 tests
95042	21-30 tests
95043	more than 30 tests



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table K Services Qualifying for 10% Add-On  
(Cont'd)

Code	Code Description
95050	Photo patch tests, up to 10 tests
95051	more than 10 tests
Allergy Immunotherapy	
95115	Professional services for allergen immunotherapy not including provision of allergenic extracts; single injection
95117	multiple injections
95120	Professional services for allergen immunotherapy in prescribing physician's office or institution, including provision of allergenic extract; single antigen
95125	multiple antigens (specify number of injections)
Psychiatric Procedures	
90801	Psychiatric diagnosis interview examination including history, mental status, or disposition (may include communication with family or other sources, ordering and medical interpretation of laboratory or other medical diagnostic studies); in certain circumstances, other informants will be seen in lieu of the patient; 50 minutes minimum.
90835	Narcosynthesis for psychiatric diagnostic and therapeutic purposes; e.g., amytal interview.
W7460	Psychiatric Consultation - includes psychiatric history, mental status, diagnosis, conference with primary physician; 50 minutes minimum.
90843	Individual medical psychotherapy, with continuing medical diagnostic evaluation, and drug management when indicated, including psychoanalysis, insight oriented, behavior modifying or supportive psychotherapy; 20 minutes minimum.
90844	Individual medical psychotherapy, with continuing medical diagnostic evaluation, and drug management

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table K Services Qualifying for 10% Add-On  
(Cont'd)

Code	Code Description
Psychiatric Procedures (Cont'd)	
	when indicated, including psychoanalysis, insight oriented, behavior modifying or supportive psychotherapy; 45 minutes minimum.
90847	Family medical psychotherapy (conjoint psychotherapy) with continuing medical diagnostic evaluation, and drug management when indicated; 45 minutes minimum.
90849	Multiple-family group medical psychotherapy, with continuing medical diagnostic evaluation, and drug management when indicated, 45 minutes minimum.
W7464	Basic daily inpatient psychiatric care, time unspecified.
90853	Group medical psychotherapy, (other than of a multiple-family group) with continuing medical diagnostic evaluation, and drug management when indicated, 60 minutes minimum, maximum 8 persons.
90862	Chemotherapy management, including prescription, use and review of medication with no more than minimum medical psychotherapy.
90870	Electroconvulsive therapy.
Function Tests (Audiological With Medical Diagnostic Evaluation)	
92551	Screening test, pure tone, air only
Function Tests (Audiological With Medical Diagnostic Evaluation) (Cont'd)	
92552	Pure tone audiometry (threshold); air only
92553	air and bone
92555	Speech audiometry; threshold only
92557	Basic comprehensive audiometry (pure tone, air and bone, and speech, threshold and discrimination)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 140. Table K Services Qualifying for 10% Add-On (Cont'd)

Code	Code Description
<b>Other Services</b>	
W7454	Family Planning Visit
59420	Prenatal visit
59430	Postpartum care
82270	Blood; occult feces, screening
90702	Diphtheria and tetanus toxoids (adult)
90724	Influenza virus vaccine
94642	Prophylaxis for pneumocystis carinii pneumonia
(Source: Added at 15 Ill. Reg. _____, effective June 21, 1991)	

## Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On

The surgical incentive add-on is described in the Physician's Handbook, Appendix A-25, Groups I, II and III. A 10% incentive will be computed on the surgical incentive add-on amount.

## Group I

11100	Biopsy of skin, subcutaneous tissue and/or mucous membrane (including simple closure), unless otherwise listed (separate procedure); one lesion
11200	Excision (including simple closure or ligature strangulation), skin tags, multiple fibrocuteaneous tags, any area; up to 15
11400	Excision, benign lesion, except skin tag (unless listed elsewhere), trunk, arms or legs; lesion diameter up to 0.5 cm
11401	lesion diameter 0.5 to 1.0 cm
11402	lesion diameter 1.1 to 2.0 cm

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<b>Group I (Cont'd)</b>	
11403	lesion diameter 2.1 to 3.0 cm
11404	lesion diameter 3.1 to 4.0 cm
11406	lesion diameter over 4.0 cm
11420	Excision, benign lesion, except skin tag (unless listed elsewhere), scalp, neck, hands, feet, genitalia; lesion diameter up to 0.5 cm
11421	lesion diameter 0.6 to 1.0 cm
11422	lesion diameter 1.1 to 2.0 cm
11423	lesion diameter 2.1 to 3.0 cm
11424	lesion diameter 3.1 to 4.0 cm
11426	lesion diameter over 4.0 cm
11440	Excision, other benign lesion (unless listed elsewhere), face, ears, eyelids, nose, lips, mucous membrane; lesion diameter up to 0.5 cm
11441	lesion diameter 0.6 to 1.0 cm
11442	lesion diameter 1.1 to 2.0 cm
11443	lesion diameter 2.1 to 3.0 cm
11444	lesion diameter 3.1 to 4.0 cm
11446	lesion diameter over 4.0 cm
11600	Excision, malignant lesion, trunk, arms or legs; lesion diameter up to 0.5 cm
11601	lesion diameter 0.6 to 1.0 cm
11602	lesion diameter 1.1 to 2.0 cm
11603	lesion diameter 2.1 to 3.0 cm

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table I Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
11604	lesion diameter 3.1 to 4.0 cm
11606	lesion diameter over 4.0 cm
11620	Excision, malignant lesion, scalp, neck, hands, feet, genitalia; lesion diameter up to 0.5 cm
11621	lesion diameter 0.6 to 1.0 cm
11622	lesion diameter 1.1 to 2.0 cm
11623	lesion diameter 2.1 to 3.0 cm
11624	lesion diameter 3.1 to 4.0 cm
11626	lesion diameter over 4.0 cm
11640	Excision, malignant lesion, face, ears, eyelids, nose, lips; lesion diameter up to 0.5 cm
11641	lesion diameter 0.6 to 1.0 cm
11642	lesion diameter 1.1 to 2.0 cm
11643	lesion diameter 2.1 to 3.0 cm
11644	lesion diameter 3.1 to 4.0 cm
11646	lesion diameter over 4.0 cm
11730	Avulsion of nail plate, partial or complete, simple; single
11760	Reconstruction of nail bed; simple
11762	reconstruction of nail bed with graft
11900	Injection, intralesional; up to and including seven lesions
12001	Simple repair of superficial wounds of scalp, neck, axillae, external genitalia, trunk and/or extremities

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table I Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
12002	2.6 cm to 7.5 cm
12004	7.6 cm to 12.5 cm
12005	12.6 cm to 20.0 cm
12006	20.1 cm to 30.0 cm
12011	Simple repair of superficial wounds of face, ears, eyelids, nose, lips and/or mucous membranes; up to 2.5 cm
12013	2.6 cm to 5.0 cm
12014	5.1 cm to 7.5 cm
12015	7.6 cm to 12.5 cm
12016	12.6 cm to 20.0 cm
12017	20.1 cm to 30.0 cm
12020	Treatment of superficial wound dehiscence; simple closure
12021	with packing
12031	Layer closure of wounds of scalp, axillae, trunk and/or extremities (excluding hands and feet); up to 2.5 cm
12032	2.6 cm to 7.5 cm
12034	7.6 cm to 12.5 cm
12035	12.6 cm to 20.0 cm
12036	20.1 cm to 30.0 cm



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140-Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
12041	Layer closure of wounds of neck, hands, feet and/or external genitalia; up to 2.5 cm
12042	2.6 cm to 7.5 cm
12044	7.6 cm to 12.5 cm
12045	12.6 cm to 20.0 cm
12046	20.1 cm to 30.0 cm
12051	Layer closure of wounds of face, ears, eyelids, nose, lips and/or mucous membranes; up to 2.5 cm
12052	2.6 cm to 5.0 cm
12053	5.1 cm to 7.5 cm
12054	7.6 cm to 12.5 cm
12055	12.6 cm to 20.0 cm
12056	20.1 cm to 30.0 cm
16020	Initial treatment, first degree burn, when no more than local treatment is required without anesthesia, office or hospital, small
20000	Incision of soft tissue abscess (e.g., secondary to osteomyelitis); superficial
20005	deep or complicated
20200	Biopsy, muscle, superficial
20205	deep
20206	Biopsy, muscle, percutaneous needle
20520	Removal of foreign body in muscle or tendon sheath; simple

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140-Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
20600	Arthrocentesis, aspiration and/or injection; small joint, bursa or ganglion cyst (e.g., fingers, toes)
20605	intermediate joint, bursa or ganglion cyst (e.g., temporomandibular, acromioclavicular, wrist, elbow or ankle, olecranon bursa)
20610	major joint or bursa (e.g., shoulder, hip, knee joint, subacromial bursa)
21501	Incision and drainage, deep abscess or hematoma, soft tissues of neck or thorax
21550	Excisional biopsy, soft tissue of neck or thorax
21555	Excision tumor, soft tissue of neck or thorax; subcutaneous
21920	Biopsy, soft tissues of back or flank; superficial
21925	deep
23030	Incision and drainage; deep abscess or hematoma
23031	infected bursa
23065	Biopsy, soft tissues of shoulder area; superficial
23066	deep
23330	Removal of foreign body, shoulder; subcutaneous
23930	Incision and drainage, upper arm or elbow area; deep abscess or hematoma
23931	infected bursa
24065	Biopsy, soft tissue of upper arm or elbow; superficial
24066	deep

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table I Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
25028	Incision and drainage forearm and/or wrist: deep abscess or hematoma
25031	infected bursa
25065	Biopsy, soft tissue of forearm and/or wrist: superficial
25066	deep
26990	Incision and drainage pelvis or hip joint area: deep abscess or hematoma
26991	infected bursa
27040	Biopsy, soft tissue of pelvis and hip area: superficial
27041	deep
27086	Removal of foreign body, pelvis or hip: subcutaneous tissue
27087	deep
27323	Biopsy, soft tissue of thigh or knee area: superficial
27324	deep
27603	Incision and drainage, leg or ankle: deep abscess or hematoma
27604	infected brusa
27613	Biopsy, soft tissue of leg or ankle area: superficial
27614	deep
28001	Incision and drainage, infected bursa, foot
28190	Remove foreign body, foot: subcutaneous
28192	deep

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table I Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
29085	Cast, hand and lower forearm (gauntlet)
29105	Application of long arm splint (shoulder to hand)
29125	Application of short arm splint (forearm to hand): static
29126	dynamic
29130	Application of finger splint: static
29131	dynamic
29450	Application of clubfoot cast with moldings or manipulation, long or short leg: unilateral
29505	Application of long leg splint (thigh to ankle or toes)
29515	Application of short leg splint (calf to foot)
30000	Drainage abscess or hematoma, nasal, internal approach
30020	Drainage abscess or hematoma, nasal septum
30100	Biopsy, intranasal
30110	Excision, nasal polyp(s), simple, unilateral
30111	bilateral
30124	Excision dermoid cyst, nose: simple, skin, subcutaneous
30903	Control nasal hemorrhage, anterior, complex (cauterization with local anesthesia and packing): unilateral
30904	bilateral
30905	Control nasal hemorrhage, posterior, with posterior nasal packs: initial
30906	subsequent

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
31515	Laryngoscopy direct; for aspiration
31525	diagnostic, except newborn
31526	diagnostic, with operating microscope
31527	with insertion of obturator
31528	with dilatation, initial
31529	with dilatation, subsequent
36470	Injection of sclerosing solution; single vein
36471	multiple veins, same leg
38300	Drainage of lymph node abscess or lymphadenitis; simple
38305	extensive
38500	Biopsy or excision of lymph node(s); superficial (separate procedure)
38505	by needle, superficial (e.g. cervical, inguinal, axillary)
40490	Biopsy, lip
40800	Drainage of abscess, cyst, hematoma, vestibule of mouth; simple
40804	Removal of embedded foreign body, vestibule of mouth; simple
40806	Incision of labial frenum (frenotomy)
40808	Biopsy, vestibule of mouth
40810	Excision of lesion of mucosa and submucosa, vestibule of mouth; without repair

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
40812	with simple repair
40820	Destruction of lesion or scar by physical methods (e.g., laser, thermal, cryo, chemical)
48030	Closure of laceration, vestibule of mouth; 2.5 cm or less
40831	over 2.5 cm or complex
41000	Intraoral incision and drainage of abscess, cyst, or hematoma of tongue or floor of mouth; lingual
41005	sublingual, superficial
41007	submental space
41008	submandibular space
41010	Incision of lingual frenum (frenotomy)
41015	Incision and drainage of extraoral abscess, cyst, or hematoma of floor of mouth; sublingual
41016	submental
41017	submandibular
41100	Biopsy tongue; anterior two-thirds
41105	posterior one-third
41108	Biopsy of floor of mouth
41110	Excision of lesion of tongue without closure
41800	Drainage abscess, cyst, hematoma from dentoalveolar structures
41805	Removal of embedded foreign body; from dentoalveolar structure soft tissues



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
42000	Drainage of abscess of palate, uvula
42160	Destruction of lesion, palate or uvula (thermal, cryo or chemical)
42300	Drainage of abscess: parotid, simple
42310	Drainage abscess: submaxillary or sublingual, intraoral
42320	submaxillary, external
42400	Biopsy salivary gland, needle
42650	Dilation salivary duct
42660	Dilation and catheterization of salivary duct, with or without injection
43760	Change of gastrostomy tube
45300	Proctosigmoidoscopy; diagnostic (separate procedure)
45302	for collection of specimen by brushing or washing
45303	for dilation, direct, instrumental
45305	for biopsy
45307	for removal of foreign body
45310	for removal of polyp or papilloma
45315	for removal of multiple excrescences, papillomata or polyps
45317	for control of hemorrhage (e.g., electrocoagulation, laser photocoagulation)
45321	for decompression of volvulus
46083	Incision of thrombosed hemorrhoid, external

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
46210	Cryptectomy: single
46211	multiple (separate procedure)
46220	Papillectomy or excision of single tab, anus (separate procedure)
46221	Hemorrhoidectomy, by simple ligature (e.g., rubber band)
46230	Excision of external hemorrhoid tabs and/or multiple papillae
46320	Enucleation or excision of external thrombotic hemorrhoid
46500	Injection of sclerosing solution, hemorrhoids
46600	Anoscopy; diagnostic (separate procedure)
46602	for collection of specimen by brushing or washing
46604	for dilation, direct, instrumental
46606	for biopsy
46608	for removal of foreign body
46610	for removal of polyp
46612	for multiple polyp removal
46614	with coagulation for control of hemorrhage and/or fulguration of mucosal lesion
46900	Destruction of lesion(s), anus (e.g., condyloma, papilloma, molluscum contagiosum, herpetic vesicle), simple; chemical
46910	electrodesiccation

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
46922	surgical excision
46924	Destruction of lesion(s), anus (e.g., condyloma, papilloma, molluscum contagiosum, herpetic vesical), extensive, any method
46940	Curettage or cauterization of anal fissure, including dilatation of anal sphincter (separate procedure); initial
46942	subsequent
46945	Ligation of internal hemorrhoids; single procedure
50684	Injection procedure for ureterography or ureteropyelography through ureterostomy or indwelling ureteral catheter (separate procedure)
50690	Injection procedure for visualization of ilial conduit and/or ureteropyelography, exclusive of radiologic service (separate procedure)
51600	Injection procedure of cystography or voiding urethrocytography
51605	Injection procedure and placement of chain for contrast and/or chain urethrocytography
51610	Injection procedure for retrograde urethrocytography
51700	Bladder irrigation, simple, lavage and/or instillation
51705	Change of cystostomy tube; simple
51710	complicated
51720	Bladder instillation of anticarcinogenic agent
53020	Meatotomy, cutting of meatus (separate procedure); except infant
53025	infant

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
53040	Drainage of deep periurethral abscess
53060	Drainage of Skene's gland abscess or cyst
53080	Drainage of perineal urinary extravasation; uncomplicated (separate procedure)
53200	Biopsy of urethra
54000	Slitting of prepuce, dorsal or lateral; (separate procedure); newborn
54001	except newborn
54015	Incision and drainage of penis, deep
54050	Destruction of lesion(s), penis (e.g., condyloma, papilloma, molluscum contagiosum, herpetic vesicle), simple; chemical
54055	electrodesiccation
54056	cryosurgery
54057	laser surgery
54060	surgical excision
54100	Biopsy of penis; cutaneous (separate procedure)
54105	deep structures
54500	Biopsy of testis, needle (separate procedure)
54505	Biopsy of testis, incisional (separate procedure); unilateral
54506	bilateral
54700	Incision and drainage of epididymis, testis and/or scrotal space (e.g., abscess or hematoma)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
55000	Puncture aspiration of hydrocele tunica vaginalis, with or without injection of medication
55100	Drainage of scrotal wall abscess
55120	Removal of foreign body in scrotum
55700	Biopsy, prostate, needle or punch, single or multiple, any approach
56000	Incision and drainage of perineal abscess (nonobstetrical)
56100	Biopsy of perineum (separate procedure)
56400	Incision and drainage, abscess of vulva, extensive
56420	Incision and drainage of Bartholin's gland abscess, unilateral
56501	Destruction of lesion(s), vulva, simple; any method
56515	extensive, any method
56600	Biopsy of vulva
56700	Hymenectomy, partial excision of hymen
56720	Hymenectomy, simple incision
57020	Colpocentesis (separate procedure)
57061	Distruction of vaginal lesion(s); simple any method
57065	extensive, any method
57100	Biopsy of vaginal mucosa; simple (separate procedure)
57105	extensive, requiring suture (including cysts)
57135	Excision of vaginal cyst or tumor

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group I (Cont'd)	
57180	Introduction of any hemostatic agent or pack for spontaneous or traumatic hemorrhage nonobstetrical vaginal hemorrhage (separate procedure)
57500	Biopsy, single or multiple, or local excision of lesion, with or without fulguration (separate procedure)
60000	Incision and drainage of thyroglossal cyst, infected
60100	Biopsy of thyroid, percutaneous needle
65270	Repair of laceration; conjunctiva, with or without nonpenetrating laceration sclera, direct closure
65272	conjunctiva, by mobilization and rearrangement, without hospitalization
65410	Biopsy of cornea
65430	Scraping of cornea, diagnostic, for smear and/or culture
67415	Transconjunctival or aspirational biopsy
67800	Excision of chalazion; single
67801	multiple, same lid
67805	multiple, different lids
67810	Biopsy of eyelid
67840	Excision of lesion of eyelid (except chalazion) without closure or with simple direct closure
67930	Suture of recent wound, eyelid, involving lid margin, tarsus, and/or palpebral conjunctiva direct closure; partial thickness
67935	full thickness



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group I (Cont'd)</u>	
67938	Removal of embedded foreign body, eyelid
68020	Incision of conjunctiva, drainage of cyst
68040	Expression of conjunctiva follicles, e.g., for trachoma
68100	Biopsy of conjunctiva
68400	Incision, drainage of lacrimal gland
68420	Incision, drainage of lacrimal sac (dacryocystostomy or dacryocystotomy)
68440	Snip incision of lacrimal punctum
68510	Biopsy of lacrimal gland
68525	Biopsy of lacrimal sac
68530	Removal of foreign body or dacryolith, lacrimal passages
69000	Drainage external ear, abscess or hematoma; simple
69005	complicated
69020	Drainage external auditory canal, abscess
69100	Biopsy external ear
69105	Biopsy external auditory canal
69420	Myringotomy including aspiration and/or eustachian tube inflation
69540	Excision aural polyp
69550	Excision aural glomus tumor; transcanal
<u>Group II</u>	

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group II (Cont'd)</u>	
11750	Excision of nail and nail matrix, partial or complete (e.g., ingrown or deformed nail) for permanent removal;
11752	with amputation of tuft of distal phalanx
11770	Excision of pilonidal cyst or sinus; simple
16025	Burns, local treatment dressings and/or debridement, initial or subsequent;
16030	without anesthesia, medium (e.g., whole face or whole extremity)
16035	without anesthesia, large (e.g., more than one extremity)
25111	Escharotomy
25112	Excision of ganglion, wrist (dorsal or volar); primary recurrent
26160	Excision of lesion of tendon sheath or capsule (e.g., cyst or ganglion), hand or finger
28090	Excision of lesion of tendon or fibrous sheath or capsule (including synovectomy cyst or ganglion); foot
28092	toes
NOTE: When the cast application or strapping is a replacement procedure used during or after the period of follow-up care, the following cast procedures are eligible for the add-on.	
29049	Application; plaster figure of eight
29055	shoulder spica
29058	plaster Velpeau
29065	shoulder to hand (long arm)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group II (Cont'd)</u>	
29075	elbow to finger (short arm)
29345	Application of long leg cast (thigh to toes);
29355	walker or ambulatory type
29358	Application of long leg cast brace
29365	Application of cylinder cast (thigh to ankle)
29405	Application of short leg cast (below knee to toes);
29425	walking or ambulatory type
29435	Application of patellar tendon bearing (PTB) cast
29455	Application of clubfoot cast with molding or manipulation; long or short leg; bilateral
31530	Laryngoscopy, direct, operative, with foreign body removal;
31531	with operating microscope
31535	Laryngoscopy, direct, operative, with biopsy;
31536	with operating microscope
31540	Laryngoscopy, direct, operative, with excision of tumor and/or stripping of vocal cords or epiglottis;
31541	with operating microscope
31560	Laryngoscopy, direct, operative, with arytenoidectomy;
31561	with operating microscope
31570	Laryngoscopy, direct, with injection into vocal cord(s), therapeutic;
31571	with operating microscope

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group II (Cont'd)</u>	
31575	Laryngoscopy, flexible fiberoptic; diagnostic
31576	with biopsy
31577	with removal of foreign body
31578	with removal of lesion
31820	Surgical closure tracheostomy or fistula; without plastic repair
32000	Thoracentesis, puncture of pleural cavity for aspiration, initial or subsequent
32400	Biopsy, pleura; percutaneous needle
32405	Biopsy, lung or mediastinum, percutaneous needle
32420	Pneumonocentesis, puncture of lung for aspiration
40816	Excision of lesion of mucosa, submucosa, and underlying muscle, vestibule of mouth, complex
41250	Repair laceration up to 2.5 cm or less; floor of mouth and/or anterior two-thirds of tongue
41251	posterior one-third tongue
41252	Repair laceration of tongue, floor of mouth, over 2.6 cm or complex
42100	Biopsy of palate, uvula
42104	Excision, lesion of palate, uvula; without closure
42330	Sialolithotomy; submandibular (submaxillary), sublingual or parotid, uncomplicated, intraoral
42405	Biopsy salivary gland incisional
42408	Excision sublingual salivary cyst (ranula)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group II (Cont'd)	
42409	Marsupialization sublingual salivary cyst (ranula)
42700	Incision and drainage abscess; peritonsillar
42800	Biopsy; oropharynx
42802	hypopharynx
42804	nasopharynx, visible lesion, simple
42806	nasopharynx, survey for unknown primary lesion
42808	Excision of lesion of pharynx
42809	Removal of foreign body from pharynx
42860	Excision of tonsil tags
42870	Excision lingual tonsil (separate procedure)
42880	Excision nasopharyngeal lesion (e.g., fibroma)
42900	Suture pharynx for wound or injury
42960	Control oropharyngeal hemorrhage (primary or secondary, e.g., posttonsillectomy); simple
42970	Control of nasopharyngeal hemorrhage (primary or secondary, e.g., postadenoidectomy); simple, with posterior nasal packs, with or without anterior packs and/or cauterization
45005	Incision and drainage of submucous abscess, rectum
45330	Sigmoidoscopy, flexible fiberoptic; diagnostic
45331	for biopsy and/or collection of specimen by brushing or washing
45332	for removal of foreign body
45333	for removal of polypoid lesion(s)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group II (Cont'd)	
45334	for control of hemorrhage (e.g., electrocoagulation, laser photocoagulation)
45337	for decompression of volvulus
46030	Removal of seton, other marker
46050	Incision and drainage, perianal abscess, superficial
46250	Hemorrhoidectomy, external, complete
46900	Destruction of lesion(s), anus (e.g., condyloma, papilloma, molluscum contagiosum, herpetic vesicle)
46916	cryosurgery
46917	laser surgery
46934	Cryosurgery of hemorrhoids; internal
46935	external
46936	internal and external
46937	Cryosurgery of rectal tumor; benign
46938	malignant
49080	Peritoneocentesis, abdominal paracentesis or peritoneal lavage; initial
49081	subsequent
50396	Manometric studies through nephrostomy or pyelostomy tube, or indwelling ureteral catheter
50398	Change of nephrostomy or pyelostomy tube
50686	Manometric studies through ureterostomy or indwelling ureteral catheter
50688	Change of ureterostomy tube



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group II (Cont'd)</u>	
53250	Excision of bulbourethral gland (Cowper's gland)
53260	Excision of fulguration; urethral polyp(s), distal urethra
53265	urethral carbuncle
53270	Skene's glands
53275	urethral prolapse
54065	Destruction of lesion(s), penis, (e.g., condyloma, papilloma, molluscum contagiosum, herpetic vesicle) extensive, any method
54152	Circumcision, clamp procedure; except newborn
54161	Circumcision, surgical excision other than clamp or dorsal slit; except newborn
56515	Destruction of lesion(s), vulva, extensive, any method
57200	Colporrhaphy, suture of injury of vagina (nonobstetrical)
57210	Colpoperineorrhaphy, suture of injury of vagina and/or perineum (nonobstetrical)
57454	Colposcopy (vaginoscopy); (separate procedure) with biopsies, or biopsy of the cervix
58100	Endometrial biopsy, suction type (separate procedure)
58102	Office endometrial curettage
58103	Menstrual Extraction
59000	Amniocentesis for diagnosis, abdominal approach
59010	Amnioscopy
59011	Amnioscopy (intraovular)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group II (Cont'd)</u>	
64774	Excision of neuroma; cutaneous nerve, surgically identifiable
64788	Excision of neurofibroma or neurolemmoma; cutaneous nerve
67350	Biopsy of extraocular muscle
69433	Tympanostomy (requiring insertion of ventilating tube), local or topical anesthesia; unilateral
69434	bilateral
<u>Group III</u>	
31615	Tracheobronchoscopy through established tracheostomy incision
31622	Bronchoscopy; diagnostic, (flexible or rigid) with or without cell washing or brushing
31625	with biopsy
31635	with removal of foreign body
31645	with therapeutic aspiration of tracheobronchial tree, initial
31646	with therapeutic aspiration of tracheobronchial tree, subsequent
43200	Esophagoscopy, rigid or flexible fiberoptic (specify): diagnostic procedure
43202	for biopsy and/or collection of specimen by brushing or washing
43215	for removal of foreign body
43217	Esophagoscopy, rigid or flexible fiberoptic for removal of polypoid lesion(s)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group III (Cont'd)	
43219	for insertion of plastic tube or stent
43220	for dilation, direct, any method
43226	for insertion of wire to guide dilation
43227	for control of hemorrhage (e.g., electrocoagulation, laser photocoagulation)
43228	for ablation of tumor or mucosal lesion
43234	Upper gastrointestinal endoscopy, simple primary examination (e.g., with small diameter flexible fiberoscope)
43235	Upper gastrointestinal endoscopy including esophagus, stomach, and either the duodenum and/or jejunum as appropriate; complex diagnostic
43239	for biopsy and/or collection of specimen by brushing or washing
43241	with transendoscopic tube or catheter placement
43245	for dilation of gastric outlet for obstruction
43246	for directed placement of percutaneous gastrostomy tube
43247	for removal of foreign body
43251	for removal of polypoid lesion(s)
43255	for control of hemorrhage (e.g., electrocoagulation, laser photocoagulation)
43258	for ablation of tumor or mucosal lesion (e.g., electrocoagulation, laser photocoagulation, hot biopsy/fulguration)
43260	Endoscopic retrograde cholangiopancreatography (ERCP), with or without biopsy and/or collection of specimen

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
Group III (Cont'd)	
43262	for sphincterotomy/papillotomy
43263	for pressure measurement of sphincter of Oddi
43264	for removal of stone(s) from biliary and/or pancreatic ducts
43267	for insertion of nasobiliary or nasopancreatic drainage tube (when done with sphincterotomy, also use 43262)
43268	for insertion of tube or stent into bile or pancreatic duct (when done with sphincterotomy, also use 43262)
43271	for balloon dilation of ampulla, biliary or pancreatic duct
43272	for ablation of tumor or mucosal lesion (e.g., laser, hot biopsy/fulguration)
44360	Small intestinal endoscopy, enteroscopy beyond second portion of duodenum; diagnostic
44361	for biopsy and/or collection of specimen by brushing or washing
44363	for removal of foreign body
44364	for removal of polypoid lesion(s)
44366	for control of hemorrhage (e.g., electrocoagulation, laser photocoagulation)
44369	for ablation of tumor or mucosal lesion (e.g., laser)
44380	Fiberoptic ileoscopy through stoma;
44382	with biopsy and/or collection of specimen by brushing or washing

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group III (Cont'd)</u>	
44385	Fiberoptic evaluation of small intestinal (Kock) or pelvic pouch.
44386	for biopsy and/or collection of specimen by brushing or washing
44388	Fiberoptic colonoscopy through colostomy.
44389	for biopsy and/or collection of specimen by brushing or washing
44390	for removal of foreign body
44391	for control of hemorrhage (e.g., electrocoagulation, laser photocoagulation)
44392	for removal of polypoid lesion(s)
44393	for ablation of tumor or mucosal lesion (e.g., laser)
45320	Proctosigmoidoscopy for ablation of tumor (e.g., electrocoagulation, photocoagulation, hot biopsy/fulguration)
45336	Sigmoidoscopy, flexible fiberoptic diagnostic for ablation of tumor or mucosal lesion (e.g., laser)
45355	Colonoscopy, with standard sigmoidoscope, transabdominal via colotomy, single or multiple
45378	Colonoscopy, fiberoptic, beyond splenic flexure; diagnostic procedure
45379	for removal of foreign body
45380	for biopsy and/or collection of specimen by brushing or washing
45382	for control of hemorrhage (e.g., electrocoagulation, laser photocoagulation)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140. Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group III (Cont'd)</u>	
45383	for ablation of tumor or mucosal lesion (e.g., laser)
45385	for removal of polypoid lesion(s)
50551	Renal endoscopy through established nephrostomy or pyelostomy, with or without irrigation, instillation, or ureteropyelography, exclusive of radiologic service
50553	with ureteral catheterization, with or without dilation of ureter
50555	with biopsy
50557	with fulguration, and/or incision with or without biopsy
50559	with insertion of radioactive substance with or without biopsy and/or fulguration
50561	with removal of foreign body or calculus
50951	Ureteral endoscopy through established ureterostomy, with or without irrigation, instillation or ureteropyelography, exclusive of radiologic service;
50953	with ureteral catheterization
50955	with biopsy
50957	with fulguration, with or without biopsy
50959	with insertion of radioactive substance with or without biopsy and/or fulguration (not including provision of material)
50961	with removal of foreign body or calculus
52000	Cystourethroscopy (separate procedure)



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group III (Cont'd)</u>	
52005	Cystourethroscopy with ureteral catheterization, with or without irrigation, instillation, or ureteropyelography, exclusive of radiologic service
52007	with brush biopsy of ureter and/or renal pelvis
52010	Cystourethroscopy with ejaculatory duct catheterization with or without irrigation, instillation, or duct radiography, exclusive of radiological service
52204	Cystourethroscopy, with biopsy
52214	Cystourethroscopy, with fulguration (including cryosurgery or laser surgery) of trigone, bladder neck, prostatic fossa, urethra, or periurethral glands
52224	Cystourethroscopy, with fulguration (including cryosurgery or laser surgery) or treatment of MINOR (less than 0.5 cm) lesion(s), with or without biopsy
52250	Cystourethroscopy with insertion of radioactive substance, with or without biopsy or fulguration
52265	Cystourethroscopy, with dilation of bladder for interstitial cystitis; local anesthesia
52281	Cystourethroscopy, with calibration and/or dilation of urethral stricture or stenosis, with or without meatotomy and injection procedure for cystography, male or female
52310	Cystourethroscopy, with removal of foreign body calculus or uterine stent from urethra or bladder (separate procedure); simple
52315	complicated
52317	Litholapaxy; crushing or fragmentation of calculus by any means in bladder and removal of fragments, simple; small (less than 2.5 cm)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140, Table L Services Qualifying for 10% Add-On to Surgical Incentive Add-On (Cont'd)

Code	Code Description
<u>Group III (Cont'd)</u>	
52318	complicated or large (over 2.5 cm)
52320	Cystourethroscopy (including ureteral catheterization); with removal of ureteral calculus
52330	with manipulation, without removal of ureteral calculus
52335	Cystourethroscopy, with ureteroscopy and/or pyceloscopy includes dilation of the ureter by any method
52336	with removal or manipulation of calculus (ureteral catheterization is included)
52338	with biopsy and/or fulguration of lesion
55200	Vasotomy, cannulization with or without incision of vas, unilateral or bilateral (separate procedure)
55250	Vasectomy, unilateral or bilateral (separate procedure), including postoperative semen examination(s)
55450	Ligation (percutaneous) of vas deferens, unilateral or bilateral (separate procedure)

(Source: Added at 15 Ill. Reg. 10114, effective June 21, 1991)

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Client Financial Participation
- 2) Code Citation: 89 Ill. Adm. Code 562
- 3) Section Numbers: Adopted Action:  
562.30 Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a), (b), and (k)).
- 5) Effective Date of Rule(s) (Amendments, Repealer): June 24, 1991
- 6) Does this rulemaking contain an automatic repeal date?  
\_\_\_ Yes X No

- 7) Does this rule (amendment, repealer) contain incorporations by reference? No

- 8) Date Filed in Agency's Principal Office: June 24, 1991

- 9) Notice of Proposal Published in Illinois Register:

Jan. 11, 1991, 15 Ill. Reg. 161  
(issue date)

- 10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? no If answer is "yes," please complete the following:

A) Statement of Objection: (issue date), \_\_\_ Ill. Reg. \_\_\_

B) Agency Response: (issue date), \_\_\_ Ill. Reg. \_\_\_

- C) Date Agency Response Submitted for Approval to JCAR:

- 11) Difference(s) between proposal and final version: No changes were made.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
Yes

- 13) Will this rule replace an Emergency Rule(s) currently in effect? No

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

- 14) Are there any amendments pending on this Part: No

Section Numbers Proposed Action Illinois Register Citation

- 15) Summary and Purpose of Rule(s): Section 562.30(a)(4) added "and skill" to clarify that skill training at NIU is also excluded from the financial need test.

Section 562.30(c)(5) states that DORS shall not consider monetary gifts, which are unrestricted as to use as income when determining a client's ability to participate financially in his/her rehabilitation plan.

- 16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Leigh Reed  
Regulations and Procedures Division  
Department of Rehabilitation Services  
P.O. Box 19429  
Springfield, Illinois 62794-9429  
Telephone number: (217) 785-3896  
T.D.D.: (217) 782-5734

The full text of Adopted Amendment(s) begins on the next page:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
SUBCHAPTER b: VOCATIONAL REHABILITATION

## PART 562

## CLIENT FINANCIAL PARTICIPATION

Section	
562.10	General Applicability
562.20	Exclusions from Economic Needs Test
562.30	Financial Participation
562.40	Parental or Guardian Participation in Completing the Financial Analysis Form
562.50	Client Emancipation (Repealed)
562.60	Consideration of Settlements from Litigation or Other Sources
562.70	Refusal to Financially Participate
562.80	Timing of Financial Analysis
562.90	Annual Review of Financial Analysis
562.100	Exclusion for Public Aid Recipients (Repealed)
Table A	Determination Table for Client Participation

**AUTHORITY:** Implementing and authorized by Sections 3(a),(b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. Stat. 1989, ch. 23, pars. 3434(a),(b), and (k)).

**SOURCE:** Adopted at 9 Ill. Reg. 8763, effective June 10, 1985; amended at 11 Ill. Reg. 4021, effective February 18, 1987; amended at 11 Ill. Reg. 15223, effective August 31, 1987; amended at 11 Ill. Reg. 19127, effective November 9, 1987; amended at 12 Ill. Reg. 20827, effective November 30, 1988; amended at 13 Ill. Reg. 2866, effective February 17, 1989; amended at 14 Ill. Reg. 1466, effective January 8, 1990; amended at 14 Ill. Reg. 18555, effective November 5, 1990; amended at 15 Ill. Reg. 10179, effective June 24, 1991.

## Section 562.30 Financial Participation

- a) If the economic needs test has not been presumptively met, a financial analysis to evaluate the financial ability of the client, or client's family, to share in the purchase of vocational rehabilitation services shall be applied to all Department of Rehabilitation Services (DORS) services (as contained in 89 Ill. Adm. Code: Chapter IV, Subchapter b, "Vocational Rehabilitation "(VR)) except the following:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

- 1) evaluation of rehabilitation potential, (although VR services other than diagnostic services provided during extended evaluation require application of the financial analysis),
  - 2) counseling, guidance, referral and placement (89 Ill. Adm. Code 612),
  - 3) interpreter, reader, attendant, and notetaker services,
  - 4) fees for work adjustment and skill training (89 Ill. Adm. Code 530.130(c)), including the work/study component of the nine month hearing impaired pre-vocational program at Northern Illinois University,
  - 5) fees for on-the-job training (OJT),
  - 6) services provided through the supported employment program (89 Ill. Adm. Code 530.130(a)(2)(B))(e.g., job coaching), and
  - 7) "maintenance" (89 Ill. Adm. Code 602) and "other services" (89 Ill. Adm. Code 607) which are in support of an exempt service specified in subsections (a)(1) through (4) above.
- b) When the financial analysis indicates that the client or spouse, or parents or guardians of minor children are able to financially participate in the client's program, their participation is required.
- c) The financial analysis is based upon net available income, which is the client's and/or family unit's total income, minus total outgo.
- 1) Total income equals earned and unearned income plus any increases or decreases expected by the client for the twelve (12) months following completion of the Financial Analysis form (IL488-0265).
  - 2) Total outgo equals the Standard Budget Allowance plus unusual allowable expenses which the client expects to pay within the twelve (12) months following the completion of the Financial Analysis form.



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

- 3) Net available income determines the dollar amount of client participation. (See Table A.)
- 4) The client is not required to sell property, take out a mortgage or liquidate insurance policies, stocks/bonds, or C.D.'s; however, earnings from such investments are considered as available unearned income for completion of the financial analysis.

- 5) The client is not required to use private monetary merit awards (e.g. scholarships), contributions and gifts which are unrestricted as to use.

- d) For the purposes of completing the Financial Analysis form, determining if economic need exists, and determining the amount of client participation, the following definitions/terms are applicable:

- 1) The "Family Unit" refers to the client or spouse or parents or legal guardians of minor children, or other family members residing in the household who are designated as dependents on the client's, spouse's, or guardian's latest federal income tax return.

- 2) "Income" utilizes the definition of gross adjusted income as used by the U.S. Internal Revenue Service (26 CFR 1.62-1(a), (1986)) and as documented by the client's (or client's family's) most recent federal income tax return. The rule incorporated by reference does not include any later amendments or revisions.

- 3) The "Standard Budget Allowance" (SBA) is the figure established by DORS to be a reasonable amount to cover all necessary expenses for a family unit of a specific size to maintain a modest standard of living.

- 4) "Unusual Allowable Expenses" are:

- A) medical expenses (e.g., medical equipment, prescriptions) related to the disability of the client or the disability of other members of the family unit based on information provided by the client, and which have not been deducted from the client's most recent

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

been deducted from the client's most recent federal income tax return or paid by any other source,

- B) post-secondary education expenses of other members of the family unit,
- C) expenses related to the purchase of a van, as set forth in 89 Ill. Adm. Code 597.200(b), or
- D) modifications (not to exceed \$2,000 per year) to a home if necessary (as determined when the counselor and client develop the Individualized Written Rehabilitation Program (IWRP) at 89 Ill. Adm. Code 572) due to client's disability.

## e) Standard Budget Allowance

- 1) The Standard Budget Allowance is as follows:

NUMBER OF DEDUCTIONS CLAIMED ON TAX RETURN	\$ AMOUNT OF ALLOWANCE
1	11,618
2	15,577
3	19,536
4	23,495
5	27,454
6	31,413
7	35,372
8	39,331

- 2) Add \$3,959 for each additional family member beyond eight members.

- 3) The SBA amount for a family of one is not applicable to a training case (89 Ill. Adm. Code 592); instead, determine the client's planned subsistence costs during a training program and use these as the budget basis.

(Source: Amended at 15 Ill. Reg. 10179, effective June 24, 1991)

DEPARTMENT OF REHABILITATION SERVICES  
NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Homemaker Rate Agreements
- 2) Code Citation: 89 Ill. Adm. Code 712
- 3) 

<u>Section Numbers:</u>	<u>Adopted Action:</u>
712.100	Amendment
712.200	Amendment
712.300	Amendment
712.400	Amendment
712.1000	Amendment
712. Appendix A	Amendment
- 4) Statutory Authority: Implementing and authorized by Sections 3(g) and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434 (g) and (k)).
- 5) Effective Date of Rule(s) (Amendments, Repealer): June 24, 1991
- 6) Does this rulemaking contain an automatic repeal date?  
Yes ☐ No ☒
- 7) Does this rule (amendment, repealer) contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: June 24, 1991
- 9) Notice of Proposal Published in Illinois Register:  
July 20, 1990, 14 Ill. Reg. 11702  
(issue date)
- 10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? no If answer is "yes," please complete the following:  
A) Statement of Objection: \_\_\_\_\_, \_\_\_\_\_ Ill. Reg. \_\_\_\_\_  
(issue date)  
B) Agency Response: \_\_\_\_\_, \_\_\_\_\_ Ill. Reg. \_\_\_\_\_  
(issue date)  
C) Date Agency Response Submitted for Approval to JCAR:
- 11) Difference(s) between proposal and final version: Pursuant to comments from the Administrative Code Division, the following changes were made:

DEPARTMENT OF REHABILITATION SERVICES  
NOTICE OF ADOPTED AMENDMENTS

1. In Section 712.100(a), last line, 1987 was updated to 1989.
2. In Section 712.300(i)(1)(C), updated to 1989.  
Pursuant to discussions with the Joint Committee on Administrative Rules, DORS agreed:
  1. To add "(i.e. hours)" after "units of service" in Section 712.300(c)(1).
  2. To rewrite the second sentence in Section 712.300(c)(2) to read: "Procedures shall include the clients contact with Provider regarding loss or damage and Provider action following notification".
  3. To delete "if applicable" in Section 712.300(e)(2)(C).
  4. To add "When DORS is notified by the client that the Provider did not respond, a different Provider shall be contacted, referrals shall cease to the previous Provider and the rate agreement shall not be renewed" as the last sentence in Section 712.400(a)(4).
  5. To add "Violation of this provision shall result in the procedures in subsection (a)(4) becoming effective" as the last sentence in Section 712.400(a)(6).
  6. To keep existing language "and" and add "written notations of" after "preparing" in Section 712.400(b)(2)(D).
  7. To change "must" to "shall" in Section 712.100(a).
  8. To change "must" and "will" to "shall" each time it appears in Section 712.300(c)(1).
  9. To change "should" to "shall" in Section 712.300(f)(1)(A).
  10. To strike "may" and add "shall" in Section 712.400(a)(2).
  11. To change "agrees" to "shall" and delete "to" in Section 712.400(a)(4).
  12. To change "will" to "shall" each time it appears in Section 712.400(a)(5).

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

13. To change "will" to "shall" each time it appears in Section 712.400(a)(6).
14. To add an apostrophe after the "s" in "DORS" in Section 712.200(b).
15. To add an apostrophe after the "s" in "DORS" in Section 712.400(a)(5).
16. To add an apostrophe after the "s" in "DORS" in Section 712.400(a)(6).
17. To add the following language to Section (b)(2)(A)(iv), (iv) "Regular referrals scheduled for first appointment within 15 days or more following initial call from client or referral sources, (lpt.)."
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
Yes

- 13) Will this rule replace an Emergency Rule(s) currently in effect? No

- 14) Are there any amendments pending on this Part: No

Section Numbers Proposed Action Illinois Register Citation

- 15) Summary and Purpose of Rule(s): Per an agreement with JCAR, a cross reference to the Department on Aging's rules was made in Section 712.200(a).

Throughout Part 712, all references to "contract" have been changed to "rate agreement" and "Contractors" has been changed to "providers".

Section 712.200(b) is being amended to add that a group billing sheet be submitted for authorized services and that a Home Services Program Agency Billing Statement shall accompany all bills. A note shall be attached to the Billing Statement when approval has been given by the DORS counselor to exceed the amount specified on the invoice voucher. The provider shall identify the date and name of specific DORS staff who approved the increase.

Section 712.300(b)(1) which requires a Contractor to furnish a fiscal year certified audit has been deleted, at this is no longer required.

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Section 712.300(c)(2) has been added to require the Provider to have written procedures for clients to report loss or damage due to wrongful or negligent acts of its employees.

Section 712.300(f)(3) has been amended to delete the requirement that homemakers have a negative tuberculosis test prior to assignment of a job, and an annual negative tuberculosis test thereafter.

Section 712.300(g)(2) includes disability awareness and AIDS training in the 12 hours of in-service training required for homemakers and supervisors.

Section 712.400(a)(4), (5), and (6) were added as services provided (e.g., the Provider agrees to respond to DORS within 48 hours regarding the disposition of a referral; the Provider will designate a contact person who is responsible for DORS referrals; and the Provider will notify DORS if the homemaker is unable to provide regularly scheduled services for 3 consecutive days).

Several minor wording changes occur throughout the entire Part.

- 16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Leigh Reed  
Regulations and Procedures Division  
Department of Rehabilitation Services  
P.O. Box 19429  
Springfield, Illinois 62794-9429  
Telephone number: (217) 785-3896  
T.D.D.: (217) 782-5734

The full text of Adopted Amendment(s) begins on the next page:



DEPARTMENT OF REHABILITATION SERVICES  
NOTICE OF ADOPTED AMENDMENTSTITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
SUBCHAPTER d: HOME SERVICES PROGRAMPART 712  
HOMEMAKER RATE AGREEMENTS

Section  
712.100 Contract Rate Agreement Language  
712.200 Payment for Services  
712.300 Compliance Requirements for Participation in Homemaker Service Program  
712.400 Essential Components of Homemaker Services  
712.1000 Homemaker Provider Standards  
APPENDIX A Ratings Guide

AUTHORITY: Implementing and authorized by Sections 3(g) and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(g) and (k)).

SOURCE: Adopted at 8 Ill. Reg. 23698, effective November 28, 1984; amended at 13 Ill. Reg. 10643, effective June 15, 1989; amended at 15 Ill. Reg. 10185, effective June 24, 1991.

Section 712.100 Contract Rate Agreement Language

- a) Standardized language contained within the Homemaker contract rate agreement (Agreement) between the Department of Rehabilitation Services (DORS) and Homemaker service providers (hereafter referred to as Contractors Providers) shall be is developed and implemented in conformance with the State Comptroller's Administrative Rules "Contract Content" (74 Ill. Adm. Code 290) and the Illinois Purchasing Act (Ill. Rev. Stat. 1989, ch. 127, par. 132-1 et seq.).

- b) In addition to the standardized language contained within the Homemaker-contract Agreement, DORS requires that Homemaker-service Providers comply with the following stipulations:

## 1) Liability

DORS assumes no liability for actions of the Contractor Provider under-the-Contract.

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

The Contractor Provider agrees to hold DORS harmless against any and all liability, loss, damage, cost or expenses arising from wrongful or negligent acts of the Contractor Provider, which DORS may sustain, incur or be required to pay as a result of Contractor's Provider's performance, under-the-Contract.

## 2) Monitoring, Evaluation and Audit

- A) The Contractor Provider agrees to maintain such records as required by Section 712.300(e) of this Part. The Contractor Provider shall retain for five (5) years all records essential for audit verification.

- B) The Contractor Provider agrees to assist DORS in its functions of monitoring and evaluating performances under the Contract Agreement. Access will be provided by the contractor Provider to those DORS employees or other persons, including federal officials and independent auditors who are authorized by the Director of DORS, for the purpose of reviewing all records, financial and programmatic, relating to the Contract Agreement.

- C) Monitoring shall include, but not be limited to, programmatic, fiscal and auditing review, and review for compliance with the non-discrimination requirements of the Contract Agreement.

## 3) Availability of Funds

Obligations of the State will cease at the end of the fiscal year without penalty of further payment being required if in any fiscal year the Illinois General Assembly or federal funding source fails to appropriate or otherwise make available sufficient funds for this agreement.

## 4) Confidentiality

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

The Contractor Provider agrees that any information obtained concerning DORS' clients shall remain confidential as governed by the Department's DORS' rule "Confidentiality of Information" (89 Ill. Adm. Code 505).

(Source: Amended at 15 Ill. Reg. 10185, effective June 24, 1991.)

## Section 712.200 Payment for Services

- a) DORS will pay the Contractors Providers in accordance with 89 Ill. Adm. Code 545.100(a)(1) and 89 Ill. Adm. Code 240.1910 for homemaker services authorized by DORS and rendered to persons who have been determined by DORS to be eligible as per 89 Ill. Adm. Code 685 "Non-Financial Eligibility Criteria" for the Home Services Program and in need of the Homemaker services (89 Ill. Adm. Code 700.300(c)). The Contract Agreement in no way requires DORS to purchase any given number of hours of service. The Contractor's Provider's obligation to render services and DORS' to pay for services rendered to any client is subject to the issuance of individual monthly authorizations by DORS for individual clients, pursuant to 89 Ill. Adm. Code 520.30 "Authorizations."

- b) By the last 15th working day of each month, the contractor Provider shall submit to the local DORS office a completed C-13 Invoice/Voucher and a group billing sheet (IL488-0305) for authorized services rendered to each individual client in the preceding month. All bills must be accompanied by a services report as specified in Section 712.300(e)(2)(D) for each client and a Home Services Program Agency Billing Statement (IL488-0328). The Provider shall attach a note to the Billing Statement when given approval from the DORS' counselor to exceed the amount specified on the Invoice Voucher. The Provider shall identify the date and name of specific DORS' staff who approved the increase. Payment shall not be made on bills not accompanied by these reports. Payment shall be by State Warrant which must be approved by the Comptroller's office.

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- c) Services are provided directly to the eligible client in his/her home, or when accompanying the client out of his/her home for the purpose of escorting the client to medical appointments or other personal business necessary to maintain the client in the home. Service will be authorized and paid in increments of not less than a quarter hour, with the amount and duration of need to be determined by DORS pursuant to 89 Ill. Adm. Code 700.100(a) "Service Plan Development."

- d) The authorization is all-inclusive and no further payment shall be made for agency Provider staff time spent in case conferences, travel time or other expenses incurred by the Contractor Provider in delivery of the service, except when DORS authorizes time for a homemaker to participate in staffings or attend court hearings, such payments will be made at the hourly rate.

(Source: Amended at 15 Ill. Reg. 10185, effective June 24, 1991.)

## Section 712.300 Compliance Requirements for Participation in Homemaker Service Program

In order to participate in the Illinois-Department-of-Rehabilitation-Services DORS' Home Services Program (HSP), the Contractor Provider agrees to meet the following minimum requirements. DORS shall review the Contractor Provider for compliance with the following requirements on an annual basis:

- a) Organization and Administration

The Contractor Provider shall make available its articles of incorporation, or if unincorporated, shall provide a statement of purpose and functions. The Contractor Provider will make available, upon request, the names and addresses of owners, or its officers and directors.

- b) Audits

- i) An audit shall be completed annually in accordance with the American Institute of Certified Public Accountants' 1984 generally accepted auditing standards by an independent

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

Certified-Public-Accountant--The-Contractor agrees-to-furnish-a-fiscal-year-certified-audit within-one-hundred-twenty-(120)-days-after-the close-of-the-contract period.

- 2) DORS reserves the right to audit all records and accounts pertinent to each this-Contract Agreement at any time within five years after the final completion date of this Contract Agreement. (See Section 712.100(b)(2).)

## c) Insurance Coverage

- 1) Since DORS assumes no liability for actions of the Contractor Provider under this Contract Agreement, the Contractor Provider will-be-required-to-have shall have insurance coverage against any and all liability, loss, damage and/or expense from wrongful or negligent acts of Contractor the provider. Any contractor provider providing medical or medically related services (i.e., home health, 89 Ill. Adm. Code 675) shall must certify-that-it-has-insurance-coverage-by providing DORS with a copy of the its Certificate of Insurance. The amount of insurance coverage will shall be based on the types of homemaker services provided and the number-of units of service (i.e. hours) provided. (See Section 712.100(b)(1).)

- 2) The Provider shall have written procedures for a client to report loss, damages, etc. arising from wrongful or negligent acts of its employees. Procedures shall include the client's contact with Provider regarding loss or damage and provider action following notification.

## d) Policies and Procedures

The Contractor Provider shall have written policies approved by its governing authority and available for review by consumers and purchasers of the service. Such policy shall cover at least:

- 1) Service Provided - Policy shall designate the type and scope of service provided. When more

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

than one type of service is offered, there shall be a clear distinction between each type provided.

- 2) Money Transactions - The Contractor Provider shall have a two-way receipt system in which the client and homemaker are each receipted for all money each transactions-to-protect-both parties when the contracting worker handles the client's money, food stamps or other negotiable items in the discharge of duties.

- 3) Personnel Policies - Personnel policies shall be in writing and adopted by the Contractor's Provider's governing authority. Policies shall cover salary schedules, hours of work, sick leave, provision for handling grievances, and requirements for attendance at work conferences. There shall also be written job descriptions identifying required qualifications and duties for each job title.

## e) Records and Reports

Reporting shall reflect information needed by the Contractor Provider to plan, budget, administer, interpret and evaluate the program, as follows:

- 1) Records shall be maintained of-all for each referrals and requests for service and disposition of same.
- 2) Client records shall include, at a minimum least:
  - A) Dates and times service was provided and name of Contractor Provider employee providing service;
  - B) Dates and times of supervisor-homemaker weekly conferences;
  - C) A written report prepared-by-the Contractor reflecting of the semi-annual supervisor visit to at least one client per homemaker;



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- D) A monthly services report submitted to DORS. The report must include the following:
- i) a summary of services provided during the preceding month,
  - ii) actual or anticipated changes in the client's status or condition (e.g., current or scheduled hospitalization or other absences from the home),
  - iii) problems related to the existing service plan,
  - iv) recommended changes to the service plan, and
  - v) all contacts with the DORS counselor regarding each case.
- E) Copies of two-way receipts of all money transactions between homemaker and client; and
- F) Records of staffings (participants at the meeting, matters discussed and any recommendations made) as set forth in Section 712.400(c).
- 3) Administrative records shall include:
- A) Cumulative service statistics as pertaining to the Contract Agreement;
  - B) Attendance records for all homemaker staff;
  - C) Schedules for homemakers; and
  - D) Billing and payment records.
- 4) Personnel records shall include:
- A) Documentation of each individual's qualifications for the position held;
  - B) Wage rate and effective date;

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- C) Daily attendance records;
  - D) Probationary evaluations completed within the first six (6) months of initial employment, including ability to perform specific tasks and activities;
  - E) Annual evaluations including each employee's ability to perform specific tasks and activities;
  - F) Record of orientation and on-going training programs, including the name(s) of instructor(s), dates and time hours of training, dates-of-training,
  - G) Record of sick leave and/or vacation earned and dates used; and
  - H) If staff transports clients in their private automobiles Documentation of automobile liability insurance of at least \$15,000 bodily injury per person with a minimum limit of at least \$30,000 per occurrence, and at least \$10,000 property damage insurance;-if-staff-transports clients-in-their-private-automobiles.
- 5) The above specified records shall be kept for at least five (5) years or until all State and Federal audits are completed. Authorized representatives of DORS and the United States Department of Health and Human Services shall have access to all records of the Contractor Provider, the parent company, subsidiary agency and other interlocking company(s) as they relate to this contract rate agreement. (See Section 712.100 (b) (2))
- f) Staff Requirements and Qualifications
- At a minimum, the Contractor Provider shall have the following staff who are qualified as designated:
- 1) Executive Director or Administrator

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

A) There shall be a designated individual who has responsibility for administration of the homemaker service program. This person shall either have position-requires a Bachelor's degree in a health, or human services or related field (including, but not limited to, social or health science, or public administration), or be a health professional (i.e., registered nurse, home health care administrator, medical clinic administrator or any other health services administrator) or have one year of equivalent experience in a social service or health agency for each year of education being replaced, including at least one year of experience in a program serving people with disabilities. In those instances where the agency has more than one (1) local unit providing service, there shall be a designated individual in each local unit.

B) The An existing Executive Director or Administrator must meet the above requirement or demonstrate continual progress towards meeting the educational requirements of subsection (A) above by current registration and evidence of successful completion of course work in an accredited junior college, college or university for at least two (2) semesters (or three quarters) of each academic year. (Successful completion means achievement of a grade of C or higher in undergraduate course work and a grade of B or higher in graduate course work.)

## 2) Supervisor

A) The homemaker supervisor(s) shall be required to have knowledge and skill equivalent to completion of four (4) years of college, with courses in social science, home economics or nursing plus one (1) year of related experience. If the supervisor has a high school diploma or general education diploma, plus health service experience including at least two years

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

supervisory experience, those qualifications are also acceptable. They shall further have working knowledge of homemaking, home management techniques and methods, social casework principles, effects of physical and mental illness on individuals and families, and inter-personal relationships.

B) There shall be at least one (1) full-time supervisor for every twenty (20) full-time homemakers or equivalent full-time homemakers. where a full-time homemaker is one who works thirty-five (35) or more hours per week and an equivalent full-time homemaker is any number of part-time people homemakers whose work hours per week total thirty-five (35). However, if any duties of the Executive Director or Administrator, (Section 712.400 (b) (1)), are delegated to a supervisor, the number of persons supervised is to be decreased proportionally to allow time for the supervisor to carry out these additional responsibilities.

3) Homemaker - Homemakers shall have: been passed physical examination as determined by a physician to be in good health and negative tuberculosis test prior to assignment on the job and an annual negative tuberculosis test thereafter; knowledge and skill equivalent to completion of four (4) years of high school; experience as a homemaker, either in own home or employment; knowledge of nursing care, first aid and personal and environmental hygiene; knowledge of all areas of budgeting, housekeeping, nutrition, food preparation and clothing care.

## g) Training and Staff Development

Homemaker(s) and supervisor(s) shall have at least the following training:

1) Orientation which shall include philosophy and purpose of homemaker service; function of homemaker service - preventive, protective, rehabilitative.

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 2) A minimum of twelve (12) hours of in-service training including disability awareness and Acquired Immunodeficiency Syndrome (AIDS) training annually directed towards increasing the homemaker's knowledge and strengthening their skills. Detailed records, supporting program training content and attendance at the training sessions, shall be maintained.

## h) Self-Evaluation.

- 1) The Contractor Provider shall have procedures for an annual self-evaluation of its service, including both program and case evaluation procedures.
- 2) The program evaluation shall consist of assessment of quality of service with specific recommendations to its governing authority for improving the service. Case evaluation procedures shall provide for assessment of the effectiveness of the service in individual case situations as viewed by both the client and the contractor Provider.

## i) Equal Employment Compliance

- 1) The Contractor Provider must comply with the following federal and state equal employment opportunity laws and regulations:
- A) Title VI of the Civil Rights Act of 1964, (42 U.S.C. 2000d).
  - B) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794).
  - C) Illinois Human Rights Act (Ill. Rev. Stat. 1989, ch. 68, pars. 1-101 et seq.).
- 2) The Contractor Provider must provide DORS with a letter assuring compliance with the standards set forth in this subsection.
- 3) A copy of the Contractor's Provider's Affirmative Action Plan must be submitted to DORS.

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 15 Ill. Reg. 10185, effective June 24, 1991.)

## Section 712.400 Essential Components of Homemaker Services

- a) Service Description and Components
- 1) The Contractor Provider shall provide professionally directed home management and personal care services by trained and professionally supervised homemakers who direct and provide planned services in the homes of clients who require the supportive, protective or teaching functions of a professional (see subsection (b)(3)) because no responsible person (e.g., immediate family member or guardian) or trained person (trained by client, hospital or rehabilitation center to provide any level of care required by the client) is available for this purpose. The homemaker is employed as a Contractor Provider staff member and works as a member of an agency team consisting of homemaker and supervisor.
  - 2) Service may shall include:
    - A) Teaching, performing, and/or assisting with household, financial and time management;
    - B) Teaching, performing, and/or assisting with meal planning and preparation and nutrition;
    - C) Preparation of meals and snacks in conformance with the diet prescribed by the client's physician, assisting with medical treatment plan, as appropriate, and accompanying client, when required, to source of medical care;
    - D) Personal care, and toileting including assisting the client with bathing and with mouth, skin and hair care which is not of a medical nature; and
    - E) Observing and reporting behavior and activity to assist DORS counselor in assessment and case planning.



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

3)F) The Contractor Provider agrees to provide homemaker service on an emergency basis when authorized by DORS (e.g., client loses homemaker due to illness of homemaker, unexpected or the client is released from the hospital release unexpectedly with no homemaker service arranged or any other unforeseen circumstances). In such an emergency, the client or DORS shall contact the Contractor Provider by phone or in person.

4) The Provider shall respond to DORS staff within 48 hours regarding the disposition of a referral for Homemaker Services. When DORS is notified by the client that the Provider did not respond, a different Provider shall be contacted, referrals shall cease to the previous Provider and the rate agreement shall not be reviewed.

5) The Provider shall designate a contact person who shall be responsible for DORS' referrals when the individual listed on the Agreement as the designee is not the actual contact person.

6) The Provider shall notify DORS' staff if the homemaker is unable to provide regularly scheduled services for three consecutive days. This notification shall be by phone on the fourth day following the absence. Violation of this provision shall result in the procedures in subsection (a)(4) becoming effective.

## b) Staff

The Contractor Provider shall have a sufficient number of qualified staff as set forth in Section 712.300(f) of this Part to meet the needs of cases accepted for service and to administer this service, including sufficient clerical support staff to maintain all required records and reports. Staff shall have the following responsibilities:

- 1) Executive Director or Administrator - The Executive Director or Administrator's responsibility shall include planning and administration of the program; assuring adequate staff, serving as liaison between staff and

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

governing authority and between staff and community; implementing policies according to regulations which govern the program and recommending policy and program changes to the governing authority. The Executive Director or Administrator may also be responsible for recruitment and training of workers, as well as having responsibility for intake.

2) Supervisor - The homemaker supervisor(s) shall be responsible for:

A) Accepting cases and selecting-assigning homemakers to-be-assigned to each case;

B) Evaluating the quality, quantity and direction of service that is needed for each of-the clients serviced by subordinate a homemakers;

C) Preparing the homemaker's schedule and enforcing it seeing-that-it-is-adhered to, and notifying that clients are notified-of any necessary changes in schedules;

D) Planning and preparing written notations of weekly conferences and quarterly supervisory meetings with each subordinate homemaker. Conferences shall include a discussion of homemaker activities, observations of the homemaker, progress toward established goals, guidelines for future homemaker activity, helping the homemaker work effectively in each assignment within the casework plan;

E) Acting as a liaison between the homemaker, DORS, and any other agencies, arranging any necessary conferences with DORS and/or other agencies as-necessary regarding client problems and progress, and arranging the most effective use of homemaker service, considering the overall plan for the family or individual;

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- F) Helping the homemaker ~~developing~~ of-appropriate skills and attitudes ~~on-the part-of-the-homemaker-to-enable-the homemaker necessary~~ to best serve clients;
- G) Giving encouragement, support and recognition ~~needed-for-the to~~ homemakers whose ~~position-involves responsibility,-and-often-emotional-strain;~~
- H) Making semi-annual home visits to at least one client per homemaker to ensure that the services received by the client are satisfactory to the client and that the living conditions of the client are not substandard;
- I) Preparing a written progress report for each home visit; and
- J) Preparing ~~monthly~~ written service reports for each ~~case client monthly~~ (Section 712.300(e)(2)(D)).
- 3) Homemaker - Duties and responsibilities include:
- A) Helping to establish household routines;
- B) ~~Helping-plan-and-prepare-nutritious-meals and-special-diets-when-necessary,-teaches proper-food-storage;~~
- BE) Teaching proper clothing care;
- CB) Performing routine housekeeping, such as making and changing of beds, dusting, washing dishes, vacuuming and keeping the kitchen and bathroom clean;
- DE) Instructing clients in budgeting; assisting in preparation of shopping lists, encouraging good buying practices, and ~~makes the-necessary purchases of food and other basic items where if the client cannot do the shopping;~~

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- EF) Planning and preparing meals and special diets where necessary, attempting to conform to family dietary habits, and the keeping in mind proper nutrition and the family's food allowance, encouraging the family to correct inadequate or poor dietary practices;
- FG) Giving non-medical personal care as needed - assistance with dressing, washing and bathing, care of teeth or dentures; demonstrating and instructing family members in good hygienic practices; may provide physical therapy under the supervision of medical personnel; may, at the doctor's request, assist with self-administered medication;
- GH) Accompanying client to doctor's office and other places as necessary to conduct personal business; may be required by the Contractor Provider to use own car to provide-transportation-as-necessary;
- HI) Preparing a written report of each case served. Keeping daily records of activities, observations, progress toward goals and direct hours of service; and
- IJ) Attending in-service training classes and staff conferences.
- c) Staffings
- The Contractor Provider shall participate in staffings with other agencies and professionals who are involved in the client's treatment plan, for individual-clients. Conferences will be held, as requested, with DORS staff to for-the-purpose-of jointly reviewing-movement progress toward established goals and setting new goals for-each case-receiving-service. Records of such staffings shall be maintained.

(Source: Amended at 15 Ill. Reg. 10185, effective June 24, 1991)



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

## Section 712.1000 Homemaker Provider Standards

Before DORS will establish an contract Agreement with a new homemaker-agency Provider, DORS will request of the agency, and evaluate, its the Provider's qualifications. The information required and the evaluation standards on which they are evaluated are specified in Appendix A of this Part. The submission of a Request For Proposal/Qualifications (RFQP) does not commit DORS to pay costs incurred in the preparation of this RFQP/request response. If DORS does not receive a reply (the application and its attachments) from applicants within 30 working days of the date of the transmittal letter, the agency will not be considered for an contract Agreement. Within 60 working days of the receipt of an RFQP/response, DORS will inform, in writing, applicants, in writing, within 60 working days of the receipt of an RFP whether they are being considered for contract Agreement negotiations. Only applicants who have received the minimum number of points, pursuant to Appendix A of this Part, will be considered for contract Agreement negotiations. If an applicant is selected as a homemaker provider, notification will be sent in an award letter and the effective date for the new contract Agreement will be at a minimum of least 21 working days from the date of the letter. Contracts Agreements will be awarded to the agency with the highest score in a specific geographic area providing there is an established need for HSP Services (i.e., there is no current homemaker agency in the area, the agency provides additional hours not covered by existing Agreements homemaker-contracts, and current providers are not meeting the requirements of the contract Agreement). Information required for this evaluation are is:

- a) Service Delivery
  - 1) a scope of home services, as described in Section 712.400(b)(3), currently provided,
  - 2) responses to referrals within 48 hours and written billing procedures,
  - 3) written billing procedures,
  - 4) back up systems and procedures for to handle unexpected worker absences and procedures to respond to client or Home

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

## Services-Program HSP counselor complaints concerning services,

- 54) comprehensive job descriptions, (i.e., any education and experience relative to an individual's position) as set forth in Section 712.400(b), for the Executive Director (or Administrator), Supervisor(s), and Homemaker(s),
- 65) a ratio of one full-time supervisor for every 20 full-time or equivalent full-time homemakers, as set forth in Section 712.300(f)(2)(B), with regular supervisory follow-ups (e.g., on-site visit or written correspondence as needed) and conferences with clients as per Appendix A, Section (c)(3)(B)(viii) and conferences with homemakers per Appendix A, Section (c)(3)(B)(iv),
- 76) documented in-service training, including a minimum of 12 hours of training in the philosophy and functions of homemaker service, as set forth in Section 712.300(g),
- 87) a system of reports and records, including client records, monthly service reports, administrative records, and personnel records, as set forth in Section 712.300(e),
- 98) hours of service available to the clients (e.g., evenings, weekends).

## b) Current Performance

- 1) the number of years the agency has provided homemaker service by geographic-area over the past five years, by geographic area,
- 2) a list of agencies (excluding state agencies) with which the homemaker agency has contracts,
- 3) letters-of-recommendations, including 5 letters of-reference from individuals or organizations that attest to the quality of services provided by the agency and one letter from DORS regional staff indicating the agency wishes to apply,



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 4) certifications or approvals by standard setting agencies, (i.e., National Homecare Council, and the Illinois Council of Home Health Services),
- 5) the presence of a self-evaluation process for both program evaluation and case evaluation, (see Section 712.300(h)),
- 6) the establishment of a local presence through a local office, and contacts with DORS local office and community groups and active (regular and on-going) recruitment selection of homemakers through local resources.

(Source: Amended at 15 Ill. Reg. 10185, effective June 24, 1991)

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

## Section 712.APPENDIX A Ratings Guide

- a) Agencies To qualifying for an homemaker contract Agreement a Provider must have a minimum of 46 points for specific-items as indicated below. Failure to achieve the score designated for these items will disqualify the agency from receiving an homemaker-contract Agreement. Contracts Agreements will be awarded to the agency with the highest score in a specific geographic area providing there is an established need as identified by HSP field staff and contingent on availability of funds. Rating guidelines contained within this Appendix are excerpted from Sections II and III of HSP's Homemaker Request for Qualifications. Section I of HSP's Homemaker Request for Qualifications is an application with identifying information only and is not part of the scoring.
- b) A minimum-of-46-points-is-required-for-a-Contract-to-be-broken-down-as-follows:
  - 1) Section II - Service Delivery (See Subsection (cb) of this Appendix)
    - A) (cb)(1)-8 points
    - B) (cb)(3)-6 points
    - C) (cb)(4)(B)-8 points
    - D) (cb)(5)-10 points
    - E) (cb)(6)-5 points
  - 2) Section III - Performance Information (See Subsection (dc) of this Appendix)
    - A) (dc)(3)(A)-5 points
    - B) (dc)(3)(B)-2 points
    - C) (dc)(5)-2 points

bc) Service Delivery

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- 1) Type of Home Services (Requires at least 8 points). Responses-B-&-C-fail-to-meet-minimum requirements-for-contract.
  - A) Agency identifies type of services and scope of services distinguishing between each type if more than one. (8 pts)
  - B) Agency identifies type of services only, no description or distinction between each type if more than one. (0 pts)
  - C) Agency identifies type and scope of services but no distinction between types of service. (0 pts)
- 2) Referral, Billing and Back-up Procedures
  - A) Regular referrals
    - i) Regular referrals scheduled for first appointment within 1-3 days following initial call from the client or referral sources. (4 pts)
    - ii) Regular referrals scheduled for first appointment within 4-7 days following initial call from client or referral sources. (3 pts)
    - iii) Regular referrals scheduled for first appointment within 8-14 days following initial call from client or referral sources. (2 pts)

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- iv) Regular referrals scheduled for first appointment within 15 days or more following initial call from client or referral sources. (1 pt)
- B) Billing Procedures
  - i) Applicant designates a person to contact regarding billing errors or inconsistencies and indicates formal procedures to follow for reporting errors in billing. (4 pts)
  - ii) Applicant designates only a person to contact regarding billing errors or inconsistencies or indicates only a formal procedure for reporting billing errors. (2 pts)
  - iii) Applicant does not identify an individual nor a formal procedure to follow when reporting billing errors on inconsistencies. (0 pts)
- C) Back-up Procedures
  - i) Applicant identifies a back-up system used when service provider is absent and an individual to contact regarding dissatisfaction with services and/or provider. (4 pts)
  - ii) Applicant identifies only a back-up system for replacing absent provider or identifies only an individual to contact regarding service and/or provider problems.

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- (2 pts)
- iii) Applicant does not identify back-up system nor an individual to report service and/or provider problems.
- (0 pts)
- 3) Job Description/Qualifications (Requires at least 6 points)
- A) Executive Director or Administrator
- i) planning and administration of program
  - ii) assuring-adequate staff
  - iii) serve as liaison between staff & governing authority/staff and community
  - iv) implement policies according to regulations which govern program
  - v) recommend policy and program changes to governing authority
  - vi) recruitment, training workers, intake
  - vii) if more than 1 local unit provides service, designate individual at each unit

(2 pts)

## B) Supervisor

- i) accept cases, select assign homemakers to-be-assigned
- ii) evaluate quality, quantity, direction of service needed for each client served-by-homemakers

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- iii) prepare and enforce homemaker schedule, adhere-to, notify clients of changes
  - iv) plan, prepare weekly conferences with each homemaker. Conferences include discussion of homemaker activities, observations of homemaker, progress toward goals, guidelines for homemaker activity, help homemaker work effectively in each assignment within plan
  - v) serve as liaison between homemaker, DORS, other agencies - conferences as necessary re problems, progress, effective use of service
  - vi) develop appropriate skills, attitudes on part of homemaker to serve clients
  - vii) encourage, support, recognize homemaker
  - viii) conduct semi-annual home visits to at least 1 client per homemaker
  - ix) prepare written reports of each home visit
  - x) prepare written service reports for each case monthly
- (2 pts)
- C) Homemaker
- i) help establish household routines
  - ii) --help-plan,--prepare-nutritious meals-and-special-diets
  - iii) teach proper clothing care
  - iiii) perform routine housekeeping



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- lvv) instruct clients in budgeting, preparation of shopping lists, good buying practices, necessary purchases of food, basic items if client cannot do-the shopping
- vvv) plan, prepare meals, special diets, mindful of family dietary habits, proper nutrition and family's food allowance, encourages corrective action if poor diet
- vivv) provide personal care, assist with dressing, washing, bathing, care of teeth and dentures
- vivvii) demonstrates, instructs good hygienic practices
- viii ix) with a medical doctor (MD) request - assist with medications, Pphysical therapy under supervision of medical personnel
- ixx) accompany client to the doctor MB and other places if necessary, use own car as necessary
- xxi) prepare written record of each case served - daily record of activities, observations, progress to goal, hours of service
- xixii) attend in service training classes and staff conferences (2 pts)
- 4) Personnel/Assignment
- A) Applicant provides all the requested information (number of current personnel in each classification, information for each local unit, if applicable, staff assignments

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- by type of service; local unit address, geographic coverage, and person in charge). (3 pts)
- B) Supervisor/Homemaker Ratio (Requires at least 8 points)
- i) One full-time supervisor for every 20 full-time homemakers or equivalent full-time homemakers.
- . full-time homemaker works 35 or more hours/week
- . equivalent full-time homemaker - any number of part time homemakers whose work hours/week total 35 (4 pts)
- ii) Semi-annual in home supervisory visits, one client per homemaker. (2 pts)
- iii) Homemaker/supervisor weekly telephone or face-to-face conferences weekly. (2 pts)
- iv) Monitoring homemaker provider to ensure care plan followed. (2 pts)
- Total 10 pts
- 5) Training of Homemakers and Supervisors (Requires at least 10 points)
- A) Orientation (philosophy, purpose of homemaker service, function of homemaker service - preventive, protective, rehabilitative).

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

(2 pts)

- B) Minimum 12 hours in-service annually (increase knowledge and strengthening skills).

(6 pts)

## C) Detailed records

- i) content
- ii) attendance
- iii) hours
- iv) date
- v) qualifications of trainers

(2 pts)

## 6) Records/Reports (Requires at least 5 points)

- A) All referrals, requests for services, disposition of referrals and requests.

(1 pt)

## B) Client records

- i) dates, time, provider's name
- ii) supervisor/homemaker weekly conferences
- iii) semi-annual visit report

(1 pt)

## C) Monthly service report submitted to DORS

- i) services provided
- ii) problems related to plan

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- iii) changes (client status, condition)
  - iv) recommended changes in service plan
  - v) two-way receipts of all money transactions (homemaker/client)
  - vi) staffings
- (1 pt)

## D) Administrative records

- i) cumulative service statistics
- ii) attendance of homemakers
- iii) schedules for homemakers
- iv) billing/payment records

(1 pt)

## E) Personnel records

- i) individual qualifications for position
- ii) wage rate, effective date
- iii) daily attendance
- iv) probationary evaluations after 6 months of initial employment
- v) annual evaluation/ability to perform tasks, activities
- vi) record of orientation, training/name of instructors, hours, dates
- vii) record of sick, vacation dates

## DEPARTMENT OF REHABILITATION SERVICES

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

## NOTICE OF ADOPTED AMENDMENTS

viii) auto liability insurance of \$15,000 bodily injury per person - minimum limit \$30,000/per occurrence, \$10,000 property damage insurance if transport client in private automobile

ix) keep records 5 years

(1 pt)

## 7) Hours/limitations

A) Regular service hours only 8:30 a.m.-5:00 p.m.

(1 pt)

B) Expanded hours after 5:00 p.m. and before 8:30 a.m.

(2 pts)

C) Services available M-F only

(1 pt)

D) Services available weekends

(2 pts)

E) Services available on legal holidays

(1 pt)

F) Agency indicates no limits re personal care services, nor minimum units required to serve a case or limits regarding client disabilities.

(1 pt)

## c) Performance Information

1) Past experience in Geographic Area

A) Agency established in specific area 5 years or more

(5 pts)

B) Agency established in specific area 2-4 years or more

(2 pts)

C) Agency established in specific area 1 year or less (months)

(1 pt)

D) Agency is new, no services in area previously

(0 pts)

2) Other contracts (maximum points for this item is 5)

For each contract applicant has or previously has had for purchase of homemaker service other than with State agencies.

(1 pt)

## 3) References

A) Letters of reference (1 point for each letter). (Requires at least 5 points)

B) DORS Letter (Requires at least 2 points)

i) Informational letter only from regional staff indicating the agency wishes an application for an contract Agreement

(2 pts)

ii) Letter from regional staff identifies need for an contract Agreement from a particular agency for at least one of the following reasons:



DEPARTMENT OF REHABILITATION SERVICES  
NOTICE OF ADOPTED AMENDMENTS

- . no other homemaker agency in the area
- . this agency provides additional hours (evenings, weekends) not covered by existing contracts  
Agreements
- . current providers unable to handle the homemaker demand in specific area
- . DORS staff dissatisfied with current homemaker provider(s)

(6 pts)

- iii) Letter from regional staff identifies the agency's experience and past reputation as a provider of homemaker service.

(4 pts)

## 4) Certification/Approvals

Applicant receives 1 point for each certification or approval by standard setting organization (See Section 712.1000(b)(4)).

Maximum [2 pts]

## 5) Evaluation (Requires at least 2 points)

## A) Program Evaluation

- i) regarding quality of services
- ii) recommendations for improving proposed and followed

(1 pt)

## B) Case Evaluation

- i) effectiveness of services in individual case situation

- ii) client/provider viewpoint regarding service delivery and quality of services  
(1 pt)

## 6) Community Responsiveness

## A) Establishing local presence

- i) Applicant-established local office and phone in area served  
(1 pt)

- ii) Applicant contacted DORS staff in area by phone only to discuss services, referrals and application for homemaker contract Agreement  
(1 pt)

(1 pt)

- iii) Applicant met with DORS staff in area to discuss services, referrals and application for homemaker-contract Agreement  
(2 pts)

(2 pts)

- iv) Applicant identifies specific community, civic, religious organizations and clubs contacted regarding services and referrals.  
(1 pt)

(1 pt)

## B) Recruitment/selection of homemakers

- i) Applicant contacts job service, DORS offices, local hospitals and social agencies regarding need for homemakers, as well as advertising in local newspapers.  
(2 pts)

(2 pts)

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENTS

- ii) Applicant contacts area junior colleges or universities, vocational and technical schools, for potential homemakers.  
(2 pts)
- iii) Homemaker applicants' references are checked, experience evaluated and checked.  
(2 pts)
- iv) Homemaker applicants are interviewed and evaluated by the agency Executive Director/Administrator and homemaker supervisor as part of the selection process.  
(1 pt)

(Source: Amended at 15 Ill. Reg. 10185, effective June 24, 1991)

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

- 1) Heading of Part: Subacute Alcoholism and Substance Abuse Treatment Services
- 2) Code Citation: 77 Ill. Adm. Code 2090
- 3) Section Numbers:
- |         |           |
|---------|-----------|
| 2090.10 | Amendment |
| 2090.20 | Amendment |
| 2090.30 | Amendment |
| 2090.40 | Amendment |
| 2090.50 | Amendment |

Emergency Action

4) Statutory Authority: Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6354-1.

5) Effective date of rules: June 25, 1991

6) Date Filed in Agency's Principal Office: June 11, 1991

7) Reason for Emergency:

The amendments to Part 2090 provide the Illinois Department of Alcoholism and Substance Abuse (DASA) with the process for reimbursement of substance abuse treatment Medicaid costs which have been deleted from Illinois Public Aid's (IDPA) budget for FY92. The Amendments then, combined with an interagency agreement between DASA and IDPA will allow DASA to reimburse providers for the eligible Medicaid services from its budget, in order to continue to provide such services and continue to access the federal match for such services. The amendments make Part 2090 consistent with current federal interpretation of its statutes in order to provide the maximum allowable federal match. The amendments also simplify certification requirements, making them consistent with DASA licensure requirements. Without the amendments, such Medicaid reimbursable services would discontinue for this segment of society which includes the poorest and those most susceptible to HIV infection (poor minorities, women and children).

8) A Complete Description of the Subject and Issues Involved: Please see the response to number 7.

9) Are There Any Proposed Amendments to this Part Pending:  
Yes. Notice of Proposed Amendments was filed at the same time as this Notice of Emergency Amendments.

10) Statement of Statewide Policy Objectives: Such a Statement is not applicable to these amendments.

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

11) Information and Questions Regarding these Amendments Shall be Directed to:

Nancy J. Bennett, General Counsel  
 Department of Alcoholism and Substance Abuse  
 100 W. Randolph St., Suite 5-600  
 Chicago, Illinois 60601  
 (312)814-6329

The Full Text of the Emergency Amendment begins on the following page:

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

## TITLE 77: PUBLIC HEALTH

CHAPTER X: DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE  
 SUBCHAPTER 9: MEDICAID PROGRAM STANDARDS

## PART 2090

## SUBACUTE ALCOHOLISM AND SUBSTANCE ABUSE TREATMENT SERVICES

Section	Purpose
2090.10	EMERGENCY
2090.20	Definitions
EMERGENCY	
2090.30	Licensure
EMERGENCY	
2090.40	Treatment Service Categories
EMERGENCY	
2090.50	Utilization Review
EMERGENCY	
2090.60	Recordkeeping
2090.70	Rate Setting
2090.80	Rate Appeals
2090.90	Application and Certification Process
2090.100	Recertification and Inspection
2090.110	Sanctions for Non-Compliance

**AUTHORITY:** Implementing and authorized by Section 4-101 of the Alcoholism and Other Drug Dependency Act (Ill. Rev. Stat. 19879, ch. 111 1/2, par. 6354-1).

**SOURCE:** Adopted at 11 Ill. Reg. 2236, effective January 14, 1987; emergency amendments at 12 Ill. Reg. 11273, effective June 30, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 20061, effective November 26, 1988; emergency amendment at 15 Ill. Reg. 10222, effective June 25, 1991 for a maximum of 150 days.

## Section 2090.10 Purpose

- a) The requirements set forth in this Part establish criteria for participation by subacute alcoholism and other drug abuse treatment programs in the Illinois Medical Assistance Program (89 Ill. Adm. Code 149-3 148.340).
- b) The Department of Alcoholism and Substance Abuse (the Department), acting on behalf of the Department of Public Aid, shall certify the eligibility of applicants for participation who meet these requirements.



## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

- c) These requirements are in addition to licensure standards established in 77 Ill. Adm. Code 200 250, Hospital Licensing Requirements) and 77 Ill. Adm. Code 2058 Licensure of Alcoholism and Substance Abuse Treatment, Intervention and Research Programs), and are for the purpose of assuring that Medicaid recipients shall receive quality services in accordance with 42 CFR 440 and 456.
- d) These requirements shall be used by the Department for certification, recertification, and periodic inspection of providers participating in the Medical Assistance Program.

e) In addition to the duties of the Department above, the Department shall also allocate monies within its budget, which shall be for the purpose of reimbursement to certified providers for Medicaid eligible services as described herein on behalf of IDPA. The Department shall, together with and by agreement with the Illinois Department of Public Aid (IDPA), provide for such reimbursement out of such funds.

(Source: Emergency amendment at 15 Ill. Reg. 10222, effective June 25 1991 for a maximum of 150 days)

## Section 2090.20 Definitions

The following definitions shall apply to this Part:

"Clinical Supervision": The review of treatment cases and the use of other supervisory techniques for the purposes of assuring that a client's clinical needs are met.

"Department": the Illinois Department of Alcoholism and Substance Abuse.

"Follow-up": Routine scheduled or unscheduled provider contact with a former client that occurs after the client has been discharged, has been previously specified in the client's treatment and discharge plan, and occurs for a period of time and at least at specified intervals. Follow-up is for the purpose of offering the individual continuing assistance as necessary to maintain and improve upon the clinical goals achieved during treatment.

"Individualized Treatment Plan": The written plan which identifies the care and treatment to be provided to the client based upon documented assessment of his/her individual problems and needs as well as strengths and resources.

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

"Physician": A person who is licensed to practice medicine in all its branches under the Medical Practice Act of 1987 (Ill. Rev. Stat. 1987 1989, ch. 111, par. 4400-1 et seq.).

"Provider": Any public or private agency, organization, or institution, or unit of state or local government or other legal entity licensed to deliver alcoholism or other drug abuse services according to the requirements specified in Section 2090.30 and enrolled to provide treatment services under the Illinois Medical Assistance Program.

"Psychiatrist": A person licensed to practice medicine in all its branches under the Medical Practice Act of 1987 (Ill. Rev. Stat. 1987 1989, ch. 111, par. 4400-1 et seq.) and who meets the requirements of Section 1-121 of the Mental Health and Developmental Disabilities Code (Ill. Rev. Stat. 1989, ch. 91 1/2, par. 1-121).

"Qualified Alcoholism and Other Drug Treatment Professional": In the case of a licensee under the Licensure of Alcoholism and Substance Abuse Treatment, Intervention and Research Programs rules, a person determined to be "professional staff" appropriate to deliver the clinical services provided, pursuant to the provider's "plan for professional services" as set forth in 77 Ill. Adm. Code 2058.306; in the case of a licensee under the Hospital Licensing Requirements rules, a person determined to be appropriate to deliver the clinical services provided, pursuant to by-laws, rules and regulations approved by the hospital Governing Board under 77 Ill. Adm. Code 250:Subpart C and Section 250.2850 regarding "medical and professional staff." A person who has a minimum of 2000 hours of paid formal work experience in the field of alcoholism and/or other drug abuse under clinical supervision including at least 1500 documented hours of direct client service and at least 40 clock hours of formal training in the field of alcoholism and/or other drug abuse. The supervised and documented direct client service hours shall include the following: alcoholism and/or other drug abuse client services and treatment activities; screening; assessment and evaluation; treatment planning; intervention; referral activities; client education; case management and consultation; clinical recordkeeping; and recovery support. Direct treatment activities shall include clinically supervised experience working with individuals, groups, and families. A qualified alcoholism and other drug treatment professional may also be a person registered as a psychologist pursuant to the Clinical Psychology Practice Act (Pa. 85-1305, effective January 1, 1989); a -----person -----registered -----as -----

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

reimbursed-alcoholism-and/or-other-drug-abuse-services;-requests-to-be certified according to Section 2090.90; for purposes of Medicaid reimbursed alcoholism and/or other drug abuse services. and-meets-requirements-for-certification.

"Treatment Protocol": Written policies and procedures which describe the client services delivered by the provider. These policies and procedures must be approved and signed by a physician.

"Under the direction of a physician" means treatment services done under the direct supervision of a physician who is on staff and continuously directing the provision of care.

(Source: Emergency amendment at 15 Ill. Reg. 10222, effective June 25 1991 for a maximum of 150 days)

## Section 2090.30 Medicaid Enrollment/Licensure

- a) Application for Medicaid enrollment for alcoholism and other drug abuse treatment service providers may be made by the providers who are:

1) Currently licensed by the Illinois Department of Public Health pursuant to 77 Ill. Adm. Code 200-for-alcoholism-treatment facilities; for any or all of the treatment service categories described in 77 Ill. Adm. Code 200-8207, 200-8217, 200-8227, 200-8247, 200-8257, 200-8267, and/or

2) Currently licensed by the Illinois Department of Alcoholism and Substance Abuse under the provisions of 77 Ill. Adm. Code 2058 for alcoholism and other drug abuse treatment categories described in 77 Ill. Adm. Code 2058.369-376 and 2058.380-396.

23) Currently licensed by the Illinois Department of Public Health as a hospital pursuant to 77 Ill. Adm. Code 250 for the treatment service categories described in 77 Ill. Adm. Code 250.2830(b) and (c), i.e. inpatient alcoholism rehabilitation and alcoholism outpatient services.

- b) Providers who have applied for licensure for the first time and hold a provisional license for a treatment service category are not eligible to apply for Medicaid enrollment for that treatment service category.

c) Providers shall enroll for participation in the Illinois Medical Assistance Program as provided in 89 Ill. Adm. Code 140-11 148.340(d).

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

- d) Providers shall deliver only those treatment services for which they are licensed.

(Source: Emergency amendment at 15 Ill. Reg. 10222, effective June 25 1991, for a maximum of 150 days)

## Section 2090.40 Treatment Service Categories

- a) Outpatient Services

1) The provision of face-to-face diagnostic and individual, group, or family treatment on a scheduled or unscheduled basis to an individual who in the clinical judgment of a qualified alcoholism and other drug treatment professional is experiencing a problem with alcohol or other drugs (e.g. family, social, financial, employment, educational, and/or legal). Services are delivered in a Medicaid enrolled licensed non-residential subacute setting. However, outpatient services may be provided in a recipient's place of residence or other off-site location when required because of illness, disability, or infirmity as documented in the recipient's individualized treatment plan. This service is designed to reduce or eliminate an individual's intake of alcohol and/or other drugs.

- 2) Scope

Outpatient treatment services must be delivered in accordance with an individualized treatment plan recommended by a physician. Services shall include, but are not limited to assessment, diagnosis and subsequent individual, group, or family counseling, case coordination, aftercare, and follow-up.

- 3) Admission Criteria

To be admitted for outpatient treatment, an individual must be experiencing problems as a result of using alcohol or other drugs and, in the clinical judgment of a qualified treatment professional, must not be actively experiencing psychotic manifestations, or other severe mental or physical illness, which require immediate acute medical or psychiatric care. In addition, the individual must not be intoxicated, incapacitated due to the effects of alcohol or other substances, or in withdrawal. An individual's physical and emotional condition-al must allow them to function in their usual non-residential setting.



## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

## 4) Staffing Qualifications

- A) Outpatient services must be delivered by qualified alcoholism and other drug treatment professionals.
- B) Each-qualified-alcoholism-and-other--drug-treatment professional-providing-treatment-services-must-receive-a minimum-of-four-(4)-hours-per-month-of-direct-clinical supervision-delivered-in-no-less-than-two-sessions-by-a qualified-alcoholism-and-other-drug-treatment-supervisor.

## 5) Reimbursement

Outpatient treatment services delivered to Aid to the Aged, Blind, and Disabled (AABD), Aid to Families with Dependent Children (AFDC), Medical Assistance, No Grant (MANG), Refugee Repatriate Program (RRP) recipients, Title XIX eligible Department of Children and Family Services (DCFS) wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140-7, are Medicaid-reimbursable via the prospective rates in effect as of the date of service (89 Ill. Adm. Code 140-394 148-370). Medicaid claims are submitted to Illinois Department of Public Aid (IDPA), and shall meet the requirements of IDPA rules pursuant to 89 Ill. Adm. Code 140-390-140-396 148-340-148-370 for alcoholism and substance abuse treatment providers. The billable outpatient unit of service is a client hour defined as face-to-face counseling with a diagnosed client in an individual, group, or family setting. Reimbursement shall occur by a fee-for-service mechanism, using one client hour as the base unit of service, billable to the nearest quarter-hour. No more than two client hours shall be reimbursed for any client during a 24-hour period, except that the maximum number of hours may be extended by the provider to three during a 24 hour period on an individual basis when circumstances exist which limit accessibility to treatment services. These circumstances, such as significant travel distances, must be documented in the individualized treatment plan. In instances where the provider has extended the client hours beyond two per 24 hour period, no more than two of those client hours may be reimbursed for group treatment.

## b) Intensive Outpatient Treatment

## 1) Definition

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

social-worker-or-certified-social-worker-pursuant-to-the-Clinical Social Work and Social Work Practice Act-(P.A.-85-1045,-effective January-17-1989)-or-a-person-holding--a-masters-or-higher-level degree-in-counseling-which-includes-a-clinical-internship--in-a detoxification-service;-a-qualified-treatment-professional-may-also be-a-person-licensed-as-a-registered-nurse-pursuant-to-Section-3(k) of-the-Illinois-Nursing-Act-of-1987-(Ill.-Rev.-Stat.-1987-ch-117-par-3503(k))-a-licensed-practical-nurse-pursuant-to-Section-3(ii) of-the-Illinois-Nursing-Act-of-1987-(Ill.-Rev.-Stat.-1987-ch-117-par-3503(ii))-or-a-person-certified-as-an-emergency-medical technician-pursuant-to-Section-4-12-of-the-Emergency-Medical Services-(EMS)-Systems-Act-(Ill.-Rev.-Stat.-1987-ch-117-par-5504-12)-who-have-completed-at-least-40-clock-hours-of-formal training-in-the-field-of-alcoholism-or-other-drug-abuse--Physicians-are-deemed-to-meet-these-requirements:

-Qualified-Alcoholism-and-Other-Drug-Treatment-Supervisor--A person-who-in-addition-to-meeting-the-requirements-for-a-qualified alcoholism-and-other-drug-treatment-professional;-has-at-least-an additional-4,000-hours-paid-work-experience-in-the-field-of-alcoholism-and/or-other-drug-abuse-and-has-at-least-10-clock-hours-in formal-training-in-the-philosophy-and-techniques-of-supervision:

"Recommended by a Physician": The physician formulation of, approval of, or involvement in each client's treatment plan within 14 (calendar) days from the date of initial services. The physician shall establish a diagnosis which, to be reimbursed as a Medicaid service under this Section, must be a diagnosis of alcoholism and/or other drug abuse. Evidence of the physician's supervision must be documented by the physician's signed and dated approval of the treatment plan or signed and dated notation indicating concurrence with the plan of treatment in the client's record. The physician must provide a handwritten signature. The provider shall not use a signature stamp. This must reoccur: whenever there is a significant change in the treatment plan (i.e. a change in service category, problem identification, or focus of treatment); or at least once within every 90 days, whichever comes first.

"Subacute": The level of care necessary to effectively treat an alcohol and/or other drug abuser's dependency on a chemical, without the more intensive measures designed to treat primary medical conditions in an acute care setting (e.g. inpatient hospitalization). Subacute care may be delivered in a facility licensed under the rules for Licensure of Alcoholism and Substance Abuse Treatment, Intervention and Research Programs (77 Ill. Adm. Code 2058) or in a hospital, either of which, for purposes of Medicaid



## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

The provision of diagnostic services and individual or group treatment on a scheduled-only outpatient basis is in a licensed Medicaid enrolled subacute setting. This service is designed to reduce or eliminate, through a controlled milieu, an individual's intake of alcohol and/or other substances.

## 2) Scope

Intensive outpatient treatment services must be delivered in accordance with an individualized treatment plan recommended by a physician. Services shall include, but are not limited to assessment, evaluation, diagnosis, and subsequent individualized, group, or family counseling, education, case coordination, aftercare and follow-up. Intensive outpatient treatment is a structured program offered a minimum of four days or evenings per week and includes a minimum of 15 hours of treatment activities by professional staff per client per week, or in the case of adolescent intensive outpatient, a minimum of 9 hours of treatment activities per client per week.

## 3) Admission Criteria

Individuals admitted to intensive outpatient treatment must, in the clinical judgment of a qualified alcoholism and other drug treatment professional, be experiencing problems related to their addictive or abusive use of alcohol and/or other drugs which requires a level of care exceeding that available in outpatient treatment. Individuals experiencing active psychotic manifestations, or other severe mental or physical illness which requires immediate acute medical or psychiatric care, should not be admitted to intensive outpatient treatment. In addition, the individual shall not be intoxicated, incapacitated due to the effects of alcohol or other drugs, or in withdrawal.

## 4) Staffing-Qualifications

At least one qualified alcoholism and other drug treatment professional must deliver at least 50% of direct client treatment services during each treatment session. Additional services may be delivered by specialty staff, for example, vocational counselors or activity therapists.

## 45) Reimbursement

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

Intensive outpatient treatment services provided to AABD, AFDC, MANG, and RRP recipients, Title XIX eligible DCFS wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7, are Medicaid reimbursable via the prospective rates in effect as of the date of service (89 Ill. Adm. Code 140-394 148.370). Medicaid claims are submitted to IDPA, and shall meet the requirements of IDPA rules pursuant to 89 Ill. Adm. Code 140-398-140-396 148.340-148.370 for alcoholism and substance abuse treatment providers. Reimbursement shall occur by a fee-for-service mechanism, using one client session of a minimum of three hours as the base unit of service. No more than one client session shall be reimbursed per 24 hour period. Services for clients enrolled in intensive outpatient treatment shall not be reimbursed under the provisions for outpatient services.

## c) Residential Rehabilitation

## 1) Definition

The provision of diagnostic services and individual or group treatment on a scheduled-only residential basis in a licensed subacute-setting Medicaid enrolled hospital subacute setting or to individuals under age 21 by a psychiatric facility or an inpatient program in a psychiatric facility, either of which is accredited by the Joint Commission on Accreditation of Health Care Organizations (JCAHO). This service is designed to reduce or eliminate, through a controlled milieu, an individual's intake of alcohol and/or other drugs.

## 2) Scope

Residential rehabilitation must be delivered in accordance with an individualized treatment plan recommended by a physician if in a hospital setting, and under the direction of a physician if in a psychiatric facility. Services must include, but are not limited to assessment, evaluation, diagnosis, and subsequent individual, group, or family counseling, education, case coordination, aftercare and follow-up. Residential rehabilitation is a structured residential program offered seven days per week and includes a minimum of 25 hours of treatment activities per client per week.

## 3) Admission Criteria

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

Individuals admitted to residential rehabilitation must, in the clinical judgment of a qualified alcoholism and other drug treatment professional, be experiencing problems related to their addictive or abusive use of alcohol and other drugs which requires a level of care exceeding that available in outpatient and intensive outpatient treatment. Individuals experiencing active psychotic manifestations, or other severe mental or physical illness which requires immediate acute medical or psychiatric care, should not be admitted to residential rehabilitation. In addition, the individual shall not be intoxicated, incapacitated due to the effects of alcohol or other drugs, or in withdrawal.

## 4) Staffing-Qualifications

At least one qualified alcoholism and other drug treatment professional must deliver at least 50% of direct client treatment services during each treatment session. Additional services may be delivered by specialty staff, for example, vocational counselors or activity therapists.

## 45) Reimbursement

Residential rehabilitation services provided to AABD, AFDC, MANG, and RRP recipients, Title XIX eligible DCFS wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7, are Medicaid reimbursable via the prospective rates in effect as of the date of service (89 Ill. Adm. Code 140-394 148.370). Medicaid claims are submitted to IDPA, and shall meet the requirements of IDPA rules pursuant to 89 Ill. Adm. Code 140-390-140-396 148.340-148.370 for alcoholism and substance abuse treatment providers. Reimbursement shall occur on a per diem basis. Services for clients enrolled in residential rehabilitation shall not be reimbursed under the provisions for outpatient, intensive outpatient or detoxification services.

## d) Detoxification

## 1) Definition

The provision of immediate physiological stabilization and diagnostic and short term treatment on a non-scheduled basis to an individual who is intoxicated or experiencing withdrawal from the ingestion of alcohol and/or other drugs, and whose physical and emotional condition does not require the

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

intensity of an acute care setting, but does require intensive monitoring and observation. Detoxification is care provided in a licensed short term residential setting for alcohol detoxification, a Medicaid enrolled hospital subacute setting, or to individuals under age 21 by a Medicaid enrolled psychiatric facility or an inpatient program in a psychiatric facility, either of which is accredited by JCAHO, to an individual whose physical and emotional condition requires ongoing monitoring and observation, as well as more intensive assessment and treatment counseling, and is intended to lead to further treatment as necessary. This service is provided in a highly controlled and supportive residential subacute environment.

## 2) Scope

Detoxification services shall be provided in accordance with a treatment protocol approved and signed by a physician in a hospital or short term residential setting, and under the direction of a physician in a psychiatric facility. Services shall include but are not limited to assessment, evaluation, diagnosis, determination of need for more specialized medical care, rest under close observation, individual counseling, case coordination and subsequent referral, room and board, meals, and supervision by staff.

## 3) Admission Criteria

To be admitted for detoxification, an individual must be intoxicated or incapacitated by alcohol and/or must be experiencing alcohol withdrawal. However, an individual must not be comatose and must not be actively experiencing psychotic manifestations or other severe mental or physical illness which requires immediate acute medical or psychiatric care.

## 4) Staffing Qualifications

At least two staff members, at least one of whom must be a qualified alcoholism and other drug treatment professional, are to be on duty at all times.

## 5) Reimbursement

Detoxification services provided to AABD, AFDC, MANG, and RRP recipients, Title XIX eligible DCFS wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7 are Medicaid-reimbursable via prospective rates in



## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

effect as of the date of service (89 Ill. Adm. Code 148-394 148.370). Medicaid claims are submitted to IDPA and shall meet the requirements of IDPA rules pursuant to 89 Ill. Adm. Code 148-390---148-396 148.340-148.370 for alcoholism and substance abuse treatment providers. Reimbursement for detoxification services shall occur on a per diem basis. However, admissions less than 12 hours in length shall be reimbursed at a per episode rate. No more than one client episode shall be reimbursed per 24 hour period.

## e) Ancillary Diagnostic Services

1) Ancillary diagnostic services are limited to psychiatric evaluations to determine whether the individual's primary condition is attributable to the effects of alcohol or drugs or to a diagnosed psychiatric or psychological disorder. Such an evaluation shall determine the individual's primary condition and recommend appropriate treatment services.

2) Psychiatric evaluations reimbursable through Medicaid are limited to a psychiatric evaluation/examination of a client and the exchange of information with the primary physician and other informants such as nurses, counseling staff, or family members and the preparation of a report including psychiatric history, mental status, and diagnosis. This service shall be performed by a psychiatrist.

3) Psychiatric evaluations may be delivered to individuals admitted to outpatient, residential rehabilitation, intensive outpatient, or detoxification services where the need for such services is documented in the client's individualized treatment plan. Documentation of all such services shall be maintained in the client record.

4) Ancillary diagnostic services delivered to AABD, AFDC, MANG, and RRP recipients, Title XIX eligible DCFS wards, and persons under the age of eighteen who would qualify for AFDC but do not qualify as dependent children pursuant to 89 Ill. Adm. Code 140.7, are Medicaid-reimbursable on a per-encounter basis at the prevailing rate as established by IDPA pursuant to 89 Ill. Adm. Code 140.400.

(Source: Emergency amendment at 15 Ill. Reg. 10222, effective June 25, 1991, for a maximum of 150 days)

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

## Section 2090.50 Utilization Review

a) Each provider shall have written utilization review (UR) policies and procedures for the ongoing study of client care and treatment patterns which procedures shall be in compliance with the "quality assurance system" set forth in Section 2058.309 of the substance abuse treatment licensure rules, incorporated herein by reference. Such policies and procedures are for the purpose of determining the clinical appropriateness of client admission, lengths of stay, supportive services, and lead to reports containing specific plans for corrective action and follow-through as required.

b) UR policies shall specifically establish criteria and norms for the clinical appropriateness of admission and readmission, length of stay, and discharge and aftercare planning. For individuals not admitted for treatment, policies shall establish criteria for referral to other appropriate services. Procedures shall set forth the process by which the provider assesses whether provider practice conforms to the established criteria and norms, identifies problems, and plans and follows through with corrective action.

c) ~~Written criteria which meet the requirements of 77 Ill. Adm. Code 208-0837, 77 Ill. Adm. Code 2058-309(f) and 2058-327(a),(b),(c) and (d).~~

cd) Readmission criteria shall be established and a process developed which shall include a review of all admission activities and a specific examination of prior treatment experiences. Providers shall document the precipitating problem(s) and the need for readmission, and shall specify appropriate services for each readmitted client.

de) Discharge Criteria

1) Discharge criteria shall be developed for the purpose of Medicaid billing which clearly state the conditions under which treatment is terminated, e.g. upon completion of the recipient's treatment plan or a client leaving against staff advice.

2) Discharge and aftercare planning is to be initiated as soon as the initial treatment plan is developed.

3) Policies and procedures shall be developed specifying how continuing clinical needs of clients will be met should available benefits be exhausted.



## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

f) The provider's written policies shall include at least the following:

- 1) A delineation of the responsibilities and authority of those involved in utilization review activities, including members of the professional staff, the utilization review committee, provider administration, and, when applicable any qualified outside organization contracted to perform review activities;
- 2) A conflict of interest policy applicable to anyone involved in utilization review activities to insure that a committee member does not review his or her own work;
- 3) A confidentiality policy applicable to all utilization review activities and to resultant findings and recommendations;
- 4) A description of the method(s) used to identify utilization related problems;
- 5) The procedures for conducting concurrent review, including developing necessary review forms;
- 6) A mechanism for reviewing discharge and aftercare planning;
- 7) At a minimum, the provider's UR procedures shall include the following steps:

1) Upon an individual's admission for treatment, notice of such admission shall be sent to the provider's UR committee;

2) The UR committee shall select a systematic sample which includes at least fifteen percent of all Medicaid recipients admitted and/or discharged since its last meeting. The committee shall review the adequacy and completeness of client records, the course of treatment in comparison with established norms and criteria, particularly for appropriateness of admission, length of stay, discharge planning, diagnosis, and compliance with Section 2090.40 (a)(2), (b)(2), (c)(2) and or (d)(2) as appropriate based upon the category or categories of services delivered.

3) If the admission is deemed inappropriate, the UR committee shall determine if the individual has been discharged and necessary referral procedures have been implemented;

A) If the client has been discharged, the UR committee shall inform the clinical director and/or the executive

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

director of the reasons that the admission was inappropriate and shall maintain records of corrective action to prevent recurrence;

B) If the client has not been discharged, the UR committee shall notify the clinical director a/or the executive director who shall institute immediate corrective action. Records of the completion of such actions shall be maintained by the UR committee;

4) The provider shall maintain data documenting the total number of admissions and the number of sample cases drawn for review. For that sample, data shall be maintained documenting the number of admissions found to be clinically appropriate, the number of cases whose length of stay was in accordance with established norms, the number of admissions found to be clinically inappropriate, and the number of cases whose length of stay was beyond established norms;

h) The UR committee shall issue a report of their findings at least quarterly which contains an analysis of admissions of the previous quarter to determine that established policies and procedures have been followed and to identify utilization related problems. Such reports shall be issued to the provider's executive director and governing board and shall contain at a minimum:

i) An analysis of the adequacy and completeness of client records;

2) An analysis of the appropriateness and clinical necessity of admissions;

3) An analysis of the appropriateness of extended stays;

4) An analysis of whether discharge planning has been done in accordance with established policies;

5) Specific analysis of delays in discharge;

6) An analysis of the scope of Medicaid reimbursed services;

7) Comments, findings, and recommendations based upon such findings;

f) Records shall be maintained of corrective actions taken by the executive director and/or the governing board pursuant to the

## DEPARTMENT OF ALCOHOLISM AND SUBSTANCE ABUSE

## NOTICE OF EMERGENCY AMENDMENTS

quarterly reports. UR policies, procedures, and reports shall be reviewed and evaluated annually and revised as necessary.

- g) Records of individual case reviews, quarterly reports and records of corrective action shall be made available for inspection by the Department.

(Source: Emergency amendment at 15 Ill. Reg. 10222, effective June 25, 1991, for a maximum of 150 days)

## POLLUTION CONTROL BOARD

## NOTICE PUBLIC INFORMATION ON PROPOSED RULES

## NOTICE PURSUANT TO

ILL. REV. STAT. 1989, CH. 111½, PAR. 1007.2(b)

Section 13.3 of the Environmental Protection Act (Act) (Ill. Rev. Stat. 1987, ch. 111½, par. 1013.3) requires the Board to adopt regulations which are "identical in substance" USEPA wastewater pretreatment rules adopted pursuant to Sections 307(b), 307(c), 307(d), 402(b)(8), and 402(b)(9) of the Clean Water Act (33 USC 1317(b), 1317(c), 1317(d), 1342(b)(8) and 1342(b)(9)). These rules are contained in 35 Ill. Adm. Code 307 and 310.

On June 20, 1991, in R90-15, the Pollution Control Board dismissed docket R90-15: Pretreatment Update (1-1-90 through 6-30-90) and entered the following Order pursuant to Ill. Rev. Stat. 1989, ch. 111½, par. 1007.2(b) in docket R91-5: Pretreatment Update (7-1-90 through 12-31-90):

Section 13.3 of the Environmental Protection Act (Act) requires the Board to adopt regulations which are "identical in substance" with USEPA wastewater pretreatment rules adopted pursuant to the Clean Water Act. The term "identical in substance" has recently been defined in Section 7.2 of the Act. Section 7.2(b) of the Act requires the Board to adopt a rule within one year of adoption of federal rule, unless the Board extends the time based on a finding that the time is insufficient and stating the reasons. It appears that the regulations in this Docket will arguably be late. The Board is therefore entering this Order to extend the time.

The USEPA Pretreatment rules are in 40 CFR 400 et seq. These have been the subject of four recent amendments: June 29, July 24, August 3, and September 7, 1990 (55 Fed. Reg. 26692, 30126, 31697, and 36932). Therefore, only one set of minor amendments, i.e., those of June 29, occurred within the nominal time-frame of the R90-15 proceeding (between January 1 and June 30, 1990). The July 24, August 3, and September 3 amendments, which are significant, occurred within the original time-frame of this docket (July 1, 1990 through December 31, 1990). Those minor federal amendments of June 29, 1990 withdraw certain pretreatment limitations in the organic chemicals, plastics, and synthetic fibers category in response to a federal judicial remand. The significant federal revisions of July 24, 1990 implement initial controls necessary to assure adequate control of hazardous wastes discharged to sewer systems under the domestic sewage exclusion of the Resource Conservation and Recovery Act (RCRA). The amendments of August 3, 1990 imposed new limitations on discharges from industries in certain subcategories of the nonferrous metals manufacturing category, which USEPA corrected on September 7, 1990.

The Board has delayed final action on this docket by dismissal of docket R90-15 and consolidation of the single set of minor amendments

## POLLUTION CONTROL BOARD

## NOTICE PUBLIC INFORMATION ON PROPOSED RULES

that would have occurred in that docket into this docket. Thus, the Board will change the time-frame of this docket to 6-29-90 through 12-31-90. The extent of numerous and voluminous amendments to the Illinois hazardous waste and drinking water programs and the press of other business have resulted in unavoidable delay in proposing and adopting the above-described pretreatment amendments. The Board plans to propose amendments corresponding with the USEPA pretreatment amendments through December 31, 1990 on or before July 11, 1991 and adopt final amendments by September 12, 1991. Thus, incorporation of of the federal amendments occurring within the nominal time-frame of docket R90-15 into docket R91-5, by extending the time-frame of this docket and dismissing R90-15, will avoid duplication of effort and further delay.

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

## SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of June 19, 1991 through June 25, 1991, and have been scheduled for review by the Committee at its July 23, 1991 meeting. Other items not contained in this published list may also be considered by the Committee at its July meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>Scheduled for Consideration by JCAR</u>
8/5/91	Local Records Commission, Local Records Commission (44 Ill. Adm. Code 4000)	5/10/91 15 Ill. Reg. 6882	July 23, 1991
8/5/91	Department of Public Aid, Related Program Provisions (89 Ill. Adm. Code 117)	5/3/91 15 Ill. Reg. 6435	July 23, 1991
8/5/91	Department of Employment Security, Employment (56 Ill. Adm. Code 2732)	5/3/91 15 Ill. Reg. 6382	July 23, 1991
8/5/91	Department of Central Manage- ment Services, Pay Plan (80 Ill. Adm. Code 310)	5/3/91 15 Ill. Reg. 6364	July 23, 1991
8/8/91	Department of Mines and Minerals, Areas Designated by Act of Congress (62 Ill. Adm. Code 1761)	2/1/91 15 Ill. Reg. 1212	July 23, 1991
8/8/91	Department of Mines and Minerals, Exemption for Coal Extraction Incidental to the Extraction of Other Minerals (62 Ill. Adm. Code 1702)	2/1/91 15 Ill. Reg. 1221	July 23, 1991
8/8/91	Department of Mines and Minerals, General (62 Ill. Adm. Code 1700)	2/1/91 15 Ill. Reg. 1235	July 23, 1991
8/8/91	Department of Mines and Minerals, General Definitions (62 Ill. Adm. Code 1701)	2/1/91 15 Ill. Reg. 1242	July 23, 1991



JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED  
(page 2)

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>Scheduled for Consideration by JCAR</u>
8/8/91	Department of Mines and Minerals, Permanent Program Performance Standards--Surface Mining Activities (62 Ill. Adm. Code 1816)	2/1/91 15 Ill. Reg. 1266	July 23, 1991
8/8/91	Department of Mines and Minerals, Permanent Program Performance Standards--Underground Mining Activities (62 Ill. Adm. Code 1817)	2/1/91 15 Ill. Reg. 1314	July 23, 1991
8/8/91	Department of Mines and Minerals, Requirements for Coal Exploration (62 Ill. Adm. Code 1772)	2/1/91 15 Ill. Reg. 1347	July 23, 1991
8/8/91	Department of Mines and Minerals, Permit Applications--Minimum Requirements for Legal, Financial, Compliance, and Related Infor- mation (62 Ill. Adm. Code 1778)	2/1/91 15 Ill. Reg. 1342	July 23, 1991
8/8/91	Department of Mines and Minerals, Requirements for Permits and Processing (62 Ill. Adm. Code 1773)	2/1/91 15 Ill. Reg. 1352	July 23, 1991
8/8/91	Department of Mines and Minerals, Revision; Renewal; and Transfer, Assignment, or Sale of Permit Rights (62 Ill. Adm. Code 1774)	2/1/91 15 Ill. Reg. 1363	July 23, 1991
8/8/91	Department of Mines and Minerals, Special Program Performance Standards on Prime Farmland (62 Ill. Adm. Code 1823)	2/1/91 15 Ill. Reg. 1368	July 23, 1991
8/8/91	Department of Mines and Minerals, Surface Mining Permit Application --Minimum Requirements for Reclamation and Operation Plan (62 Ill. Adm. Code 1780)	2/1/91 15 Ill. Reg. 1374	July 23, 1991

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLYSECOND NOTICES RECEIVED  
(page 2.1)

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>Scheduled for Consideration by JCAR</u>
8/8/91	Department of Mines and Minerals, Underground Mining Permit Applications--Minimum Require- ments for Reclamation and Opera- tion Plan (62 Ill. Adm. Code 1784)	2/1/91 15 Ill. Reg. 1382	July 23, 1991
8/9/91	Department of Revenue, Motor Fuel Tax (86 Ill. Adm. Code 500)	4/5/91 15 Ill. Reg. 5017	July 23, 1991
8/9/91	Department of Revenue, Retailers' Occupation Tax (86 Ill. Adm. Code 130)	4/5/91 15 Ill. Reg. 5021	July 23, 1991
8/9/91	Department of Conservation, Dog Training on Department- Owned or -Managed Sites (17 Ill. Adm. Code 950)	5/10/91 15 Ill. Reg. 6807	July 23, 1991
8/9/91	Department of Conservation, Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Red Fox, Gray Fox, Coyote, Beaver and Woodchuck (Groundhog) Trapping (17 Ill. Adm. Code 570)	5/10/91 15 Ill. Reg. 6811	July 23, 1991
8/9/91	Department of Conservation, Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote and Woodchuck (Ground- hog) Hunting (17 Ill. Adm. Code 550)	5/10/91 15 Ill. Reg. 6823	July 23, 1991
8/9/91	Department of Public Health, The Vital Records Act (77 Ill. Adm. Code 500)	3/8/91 15 Ill. Reg. 3422	July 23, 1991
8/9/91	Department of Public Health, The Vital Records Act (77 Ill. Adm. Code 500)	10/26/90 14 Ill. Reg. 17452	July 23, 1991

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

## SECOND NOTICES RECEIVED

(page 3)

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
8/9/91	Department of Public Aid, Aid to the Aged, Blind or Disabled (89 Ill. Adm. Code 113)	5/10/91 15 Ill. Reg. 6913	July 23, 1991
8/9/91	Department of Public Aid, Food Stamps (89 Ill. Adm. Code 121.63)	5/10/91 15 Ill. Reg. 6922	July 23, 1991
8/9/91	Department of Public Aid, Food Stamps (89 Ill. Adm. Code 121.91)	5/10/91 15 Ill. Reg. 6922	July 23, 1991
8/9/91	Department of Public Aid, Developmental Disabilities Services (89 Ill. Adm. Code 144)	1/25/91 15 Ill. Reg. 816	July 23, 1991

## PROCLAMATION

91-316

## CHEER-LEADERSHIP WEEK

Whereas, this is a crucial era for America's teens as they are faced with decisions most adults never encountered just a decade or two ago; and

Whereas, one of the most effective counselors a student can have is his/her own peers; and

Whereas, student leaders, such as student council members, athletes, and cheerleaders set examples for others to follow. It is extremely important for these leaders to have the tools and training they need to set a positive pace for their fellow students; and

Whereas, the International Cheerleading Foundation (ICF) will conduct a four day skills and leadership camp for the cheerleaders of Illinois on the campus of the University of Illinois July 21-24; and

Whereas, this camp will focus on providing the necessary information and training to enable these young people to help their fellow students as they face today's hazards;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 21-27, 1991, as CHEER-LEADERSHIP WEEK in Illinois. Issued by the Governor June 18, 1991.

Filed with the Secretary of State June 24, 1991.

91-317

## DAY AGAINST DRUG ABUSE AND ILLICIT TRAFFICKING

Whereas, the abuse of alcohol and other drugs negatively impacts millions of Illinois citizens each day; and

Whereas, Illinois remains in the forefront in efforts to stem the tide of alcohol and other drug abuse and provide treatment and services to our citizens; and

Whereas, Illinois is dedicated to its alcohol and drug abuse prevention efforts;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 26, 1991, as DAY AGAINST DRUG ABUSE AND ILLICIT TRAFFICKING in Illinois, in commemoration of the United Nations International Day Against Drug Abuse and Illicit Trafficking, part of the United Nations Decade Against Drug Abuse, 1991-2000. Issued by the Governor June 18, 1991.

Filed with the Secretary of State June 24, 1991.

91-318

## AIR FORCE COMMUNICATIONS DAY

Whereas, the Air Force Communications Command (AFCC) is one of the United States Air Force's major commands and an integral

part of our national defense; and

Whereas, AFCC develops Air Force standards, architecture, and integration and interoperability criteria for communications, computers, and air traffic control systems; and

Whereas, the AFCC headquarters is located at Scott Air Force Base in St. Clair County and is a vital social and economic asset to Illinois; and

Whereas, July 1, 1991, marks the 30th Anniversary of AFCC as a major command;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 1, 1991, as AIR FORCE COMMUNICATIONS DAY in Illinois, in recognition of the command's 30th anniversary and the contributions the AFCC has made to our state and our nation.

Issued by the Governor June 21, 1991.

Filed with the Secretary of State June 24, 1991.

91-319

#### ILLINOIS AGRICULTURAL YOUTH INSTITUTE WEEK

Whereas, the Illinois Agricultural Youth Institute was established 11 years ago to promote the prosperous future of the Illinois food and fiber industry; and

Whereas, the program involves 50 outstanding high school students each year; and

Whereas, these students are educated in management, leadership, and developmental skills necessary to continue the success of agriculture in the future; and

Whereas, the Illinois Department of Agriculture recognizes the value of this leadership program and has provided supervisory assistance in its development;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 24-28, 1991, as ILLINOIS AGRICULTURAL YOUTH INSTITUTE WEEK in Illinois, in recognition of this outstanding program.

Issued by the Governor June 21, 1991.

Filed with the Secretary of State June 24, 1991.

91-320

#### MAREK PIOTROWSKI DAY

Whereas, Marek Piotrowski is a Poland native whose parents were Solidarity union workers; and

Whereas, Marek Piotrowski left Poland three years ago, before the Iron Curtain tumbled and personal liberties such as participating in kickboxing were permitted. He came to Chicago to pursue his dream of being the best kickboxer in the world; and

Whereas, Chicago has the largest Polish population outside of Poland and Marek Piotrowski wishes to be a citizen of Illinois. He considers Chicago his home and proudly represents Chicago and our state in international competitions; and

Whereas, Marek Piotrowski is a living legend in his homeland. In our country, he works with children and donates his time to various Polish causes; and

Whereas, Marek Piotrowski is undefeated in 29 bouts as a professional kickboxer, 19 of the victories from knockout; and

Whereas, Marek Piotrowski became the world kickboxing champion November 4, 1989, in Chicago and will defend his title June 22, 1991, at the Rosemont Horizon;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 22, 1991, as MAREK PIOTROWSKI DAY in Illinois.

Issued by the Governor June 21, 1991.

Filed with the Secretary of State June 24, 1991.

91-321

#### WIC WEEK

Whereas, nutrition and nutrition education play a vital role in the health and welfare of our citizens; and

Whereas, each month, 180 Women, Infants and Children (WIC) clinics throughout our state provide more than 206,000 people with nutritious foods, nutrition education, and other health services; and

Whereas, these services promote the health and welfare of pregnant women and infants and children and strive to prevent infant mortality and low birth weight infants; and

Whereas, increasing public awareness of the need for good nutrition and nutrition education will benefit all citizens;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 24-28, 1991, as WIC WEEK in Illinois. I urge citizens to learn more about the WIC Program and join the effort to provide all eligible pregnant women, as well as infants and children, with proper nutrition during critical developmental stages.

Issued by the Governor June 21, 1991.

Filed with the Secretary of State June 24, 1991.



## ACTION CODES

JCAR - Joint Committee on Administrative Rules

A - Adopted Rule  
AR - Adopted Repealer  
C - Notice of Corrections  
CC - Codification Changes  
E - Emergency Rule  
ER - Emergency Repealer  
M - Modification to meet JCAR objections  
O - JCAR Statement of Objections  
P - Proposed Rule  
PF - Prohibited Filing Ordered by JCAR  
PP - Peremptory or Court ordered Rules  
PR - Repealer  
R - Refusal to meet JCAR objection  
RC - Statement of Recommendation  
S - Suspension ordered by JCAR  
W - Withdrawal to meet JCAR objections

## EXAMPLE:

## AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 285 PART ACTION CODE PAGE NUMBER TITLE  
III. Grain Insurance Act (P-18048/85; A-6818) ACTION CODE PAGE NUMBER  
PREVIOUS VOLUME ACTION CODE

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (312) 382-9786.

## ABANDONED MINED LANDS RECLAMATION COUNCIL

62 Ill. Adm. Code 2501 Abandoned Mined Lands Reclamation (P-141; A-6513)

## AGING, DEPARTMENT ON

89 Ill. Adm. Code 240 Community Care Program (E-2838)

## AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 255 Agricultural Facilities (E-128)  
8 Ill. Adm. Code 270 III. State Fair & DuQuoin State Fair, Non-Fair Space Rental & the General Operation of the State Fairgrounds (P-10965/90; A-455)  
8 Ill. Adm. Code 125 Meat & Poultry Inspection Act (PP-620; W-1574) (P-1583) (PP-3117) (PP-8714) (P-1583; A-8801)  
2 Ill. Adm. Code 700 Organizational Chart, Description, Rulemaking Procedure, & Programs (A-6125)  
8 Ill. Adm. Code 290 Standardbred & Thoroughbred Horse Breeding & Racing Programs (P-19087/90; A-5207)

## ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF

77 Ill. Adm. Code 2030 Award & Monitoring of Funds (P-9083)  
77 Ill. Adm. Code 2031 Award Criteria & Procedure (PR-9149)  
77 Ill. Adm. Code 2030 Fiscal & Programmatic Requirements (PR-9153)  
77 Ill. Adm. Code 2058 Licensure of Alcoholism & Substance Abuse Treatment, Intervention & Research Programs (P-6457/90; A-2597) (P-8837)  
77 Ill. Adm. Code 2090 Substance Abuse Treatment Services (P-9785; E-10212)  
77 Ill. Adm. Code 2032 Suspension & Termination of Financial Assistance (PR-9218)

## ASBESTOS ABATEMENT AUTHORITY, ILLINOIS

2 Ill. Adm. Code 2650 Organization, rulemaking & Public Information (A-2660)

## ATTORNEY GENERAL

14 Ill. Adm. Code 475 Motor Vehicle Advertising (P-6343)

## AUDITOR GENERAL

74 Ill. Adm. Code 420 Code of Regs. (P-15645/90; A-3429)

## BANKS AND TRUST COMPANIES, COMMISSIONER OF

38 Ill. Adm. Code 307 Acquisition of Former Main Banking Premises or Branches of Eligible Depository Institutions (P-3611)  
38 Ill. Adm. Code 354 Administration of Collateral Obtained in Collection of a Debt (P-3614)  
38 Ill. Adm. Code 397 Corporate Fiduciary Receivership Account (P-15181/90; A-167)  
38 Ill. Adm. Code 350 Loan Agreements Providing for a Bank to Share in Profits, Income or Earnings (P-2053)

## CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000 Carnival & Amusement Ride Inspection Law (P-2989/90; A-4109)

## CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

80 Ill. Adm. Code 303 Conditions of Employment (P-4801) (E-5076) (P-17399/90; A-5214)  
89 Ill. Adm. Code 1300 Day Care (P-5141)  
80 Ill. Adm. Code 310 Pay Plan (PP-663) (P-14657/90; A-3296) (P-15186/90; A-4401) (P-4497; W-5920) (PP-5100) (P-5147) (PP-5465) (P-6364)  
44 Ill. Adm. Code 5030 Personal Use of State Telephones (P-1203; A-8843)  
44 Ill. Adm. Code 5040 State Vehicles & Garage (P-17403/90; A-7553)

## CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 431 Confidentiality of Personal Information of Persons Served by the Dept. (P-4303/90; A-24)  
89 Ill. Adm. Code 335 Relative Home Placement (P-8415)  
89 Ill. Adm. Code 300 Reports of Child Abuse and Neglect (P-8735)

## COMMERCE COMMISSION, ILLINOIS

92 Ill. Adm. Code 1311 Commodity Group Definitions (P-4195)  
83 Ill. Adm. Code 756 Dual Party Relay Service (P-18675/90; A-5618)  
83 Ill. Adm. Code 280 Procedures for Gas, Electric, Water & Sanitary Sewer Utilities Governing Eligibility for Service, Deposits, Payment Practices & Discontinuance of Service (G.O. #172) (P-9801)  
83 Ill. Adm. Code 220 Reports of Accidents by Telecommunications Carriers & by Fixed Public Util. ties Other Than Pipelines Transporting Liquids (P-15653/90; A-5056)  
83 Ill. Adm. Code 780 Right-of-Way Precondemnation Negotiations by Telephone Companies (P-13 00/90; A-5062)  
83 Ill. Adm. Code 285 Standard Filing Requirements for Electric, Gas, Water & Sewer Utilities & Telecommunications Carriers in Filing for an Increase in Rates (P-9807)  
83 Ill. Adm. Code 730 Standards of Service for Local Exchange Telecommunications Carriers (P-1627)  
83 Ill. Adm. Code 730 Standards of Service for Telephone Utilities (G.O. 197) (PR-1650)  
83 Ill. Adm. Code 755 Telecommunications Access for the Hearing & Voice Impaired (P-19109/90; A-5624)  
83 Ill. Adm. Code 757 Telephone Assistance Programs (PR-4803; ER-5082; RC-5111)  
83 Ill. Adm. Code 710 Uniform System of Accounts for Telecommunications Carriers (P-20565/90; A-8205)  
92 Ill. Adm. Code 1308 Unlawful Operations (P-8097)

## COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

14 Ill. Adm. Code 520 Enterprise Zone Program (P-13060/90; A-8683) (P-9787)  
14 Ill. Adm. Code 510 III. Promotion Act Programs (P-13072/90; A-2673) (P-677; A-8848)  
14 Ill. Adm. Code 570 III. Small Business Development Program (P-4528; A-9902)  
56 Ill. Adm. Code 2650 Industrial Training Program (P-19503/90; W-3602)  
14 Ill. Adm. Code 550 Local Tourism & Convention Bureau Program (P-8782/90; A-1798)

## ILLINOIS REGISTER

1991 CUMULATIVE INDEX

JULY 5, 1991

VOL. 15, ISSUE #27

## COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF (CONT'D)

- 47 Ill. Adm. Code 100 Residential Energy Assistance Partnership Program (P-15189/90; O-1575; R-3603; A-3437)
- 14 Ill. Adm. Code 640 Rural Diversification Act Program (P-1339/90; A-7558)
- 56 Ill. Adm. Code 2600 Service Delivery System & State Responsibilities (P-691)
- 47 Ill. Adm. Code 110 State Administration of the Federal Community Development Block Grant Program for Small Cities (P-10985/90; O-19076/90; R-3127 A-4410)
- 47 Ill. Adm. Code 120 State Administration of the Federal Community Services Block Grant Program (P-8617)
- 14 Ill. Adm. Code 545 Technology Advancement & Development Act Programs (P-3620)
- 14 Ill. Adm. Code 540 Technology Commercialization Grant-In-Aid Programs (P-11022/90; A-973)
- 56 Ill. Adm. Code 2610 Training Services for the Disadvantaged (P-16117/90; A-7595) (P-3641)
- 56 Ill. Adm. Code 2630 Uniform Fiscal & Administrative Standards for the Job Training Partnership Act (P-8081)

## COMPTROLLER

- 74 Ill. Adm. Code 285 Claim Eligible to be Offset (P-17139/90; A-5070)
- 74 Ill. Adm. Code 280 Public Radio & Television Grants (P-18359/90; O-5112; R-8724; A-8696)

## CONSERVATION, DEPARTMENT OF

- 17 Ill. Adm. Code 3035 Boat Access Area Construction Program (P-18365/90; A-4117)
- 17 Ill. Adm. Code 530 Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit & Crow Hunting; (P-4805; A-9924)
- 17 Ill. Adm. Code 830 Commercial Fishing and Musseling in Certain Waters of the State (P-2057; RC-8314; A-8544)
- 17 Ill. Adm. Code 115 Competitive Tournament Fishing on State-Owned & for Leased Water Areas (P-3365; A-9948)
- 17 Ill. Adm. Code 2520 Consignment of Licenses (P-725; A-7653)
- 17 Ill. Adm. Code 950 Dog Training on Department-Owned or Managed Sites (P-6807)
- 17 Ill. Adm. Code 730 Dove Hunting (P-4200; A-9951)
- 17 Ill. Adm. Code 590 Duck, Goose & Coot Hunting (P-17144/90; A-1487) (P-7809)
- 17 Ill. Adm. Code 1590 Falconry & the Captive Propagation of Raptors (P-16174/90; A-32)
- 17 Ill. Adm. Code 510 General Hunting & Trapping on Department-Owned or -Managed Sites (P-4879; A-9966)
- 17 Ill. Adm. Code 3040 III. Bicycle Path Grant Program (P-18380/90; A-4132)
- 17 Ill. Adm. Code 2550 III. Salmon Stamp Contest Procedures (P-3655; A-9973)
- 17 Ill. Adm. Code 570 Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote & Woodchuck (Groundhog) Hunting; (P-6811)
- 17 Ill. Adm. Code 220 North Point Marina (P-16182/90; A-1495) (P-9233)
- 17 Ill. Adm. Code 525 Nuisance Wildlife Control Permits (P-18397/90; A-4149)
- 17 Ill. Adm. Code 1070 Possession of Specimens or Products of Endangered & Threatened Species (P-7855)
- 17 Ill. Adm. Code 550 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote & Woodchuck (Groundhog) Hunting; (P-6823)
- 17 Ill. Adm. Code 690 Squirrel Hunting (P-4214; A-10012)
- 17 Ill. Adm. Code 810 Sport Fishing Regs. for the Waters of Ill. (P-18905/90; A-4699) (P-5160) (P-5160; A-9977) (E-5430) (P-8101)
- 17 Ill. Adm. Code 720 Taking of Wild Turkeys - Fall Archery Season, Ther; (P-6836)
- 17 Ill. Adm. Code 715 Taking of Wild Turkeys - Fall Gun Season, Ther; (P-6842)
- 17 Ill. Adm. Code 710 Taking of Wild Turkeys - Spring Season, Ther; (P-18409/90; A-4161)
- 17 Ill. Adm. Code 1535 Timber Harvest Fees (P-20117/90; A-5219)
- 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow & Arrow (P-4836; A-10021)
- 17 Ill. Adm. Code 650 White-Tailed Deer Hunting by Use of Firearms (P-4853; A-10038)
- 17 Ill. Adm. Code 680 White-Tailed Deer Hunting Season by Use of Handguns (P-8107)
- 17 Ill. Adm. Code 660 White-Tailed Deer Hunting by Use of Muzzleloading Rifles (P-19123/90; A-4777) (P-6851)
- 17 Ill. Adm. Code 740 Woodcock, Snipe, Rail & Teal Hunting (P-4222; A-10057)

## CORRECTIONS, DEPARTMENT OF

- 20 Ill. Adm. Code 701 County Jail Standards (P-7861)
- 20 Ill. Adm. Code 415 Health Care (P-15228/90; O-21107; R-1168; A-988)
- 20 Ill. Adm. Code 460 Impact Incarceration Program (P-18421/90; A-3479)

CI - 3

## ILLINOIS REGISTER

1991 CUMULATIVE INDEX

JULY 5, 1991

VOL. 15, ISSUE #27

## CORRECTIONS, DEPARTMENT OF (CONT'D)

- 20 Ill. Adm. Code 107 Records of Committed Persons (P-19507/90; A-5638)
- 20 Ill. Adm. Code 502 Safety, Maintenance & Sanitation (P-5935)
- 20 Ill. Adm. Code 405 School District #428 (P-1; A-5642)

## CRIMINAL JUSTICE INFORMATION AUTHORITY, ILLINOIS

- 20 Ill. Adm. Code 1560 Operating Procedures for the Administration of Non-Federal Grant Funds (P-8800/90; A-7034)

## DEVELOPMENT FINANCE AUTHORITY

- 14 Ill. Adm. Code 1220 Financing Programs (P-8747)

## EDUCATION, STATE BOARD OF

- 23 Ill. Adm. Code 250 Comprehensive Arts Programs (P-11447/90; A-463)
- 23 Ill. Adm. Code 54 Fellowship, Traineeship & Scholarship Programs ((P-9237)
- 23 Ill. Adm. Code 1 Public Schools Evaluation, Recognition & Supervision (P-6931/90; O-21110/90; M-2877; A-2692)
- 23 Ill. Adm. Code 350 Secular Textbook Loan (P-9250)
- 23 Ill. Adm. Code 226 Special Education (P-11068/90; A-40)

## EDUCATIONAL OPPORTUNITY, ILLINOIS CONSORTIUM FOR

- 23 Ill. Adm. Code 2400 III. Consortium for Educational Opportunity Program (P-4550; A-10069)

## ELECTIONS, STATE BOARD OF

- 26 Ill. Adm. Code 100 General Rules & Regs. Under the Campaign Financing Act (P-5939)
- 26 Ill. Adm. Code 125 Practice & Procedure (P-5943)
- 26 Ill. Adm. Code 210 Raffles Conducted by Political Committees (P-3814/90; A-4450)

## EMPLOYMENT SECURITY, DEPARTMENT OF

- 56 Ill. Adm. Code 2770 Determination of Unemployment Contributions (P-15659/90; A-172) (P-3368 A-8553)
- 56 Ill. Adm. Code 2920 Disqualifying Income & Reduced Benefits (P-13905/90; A-180) (P-5495)
- 56 Ill. Adm. Code 2815 Employees' General Rights & Duties (P-17152/90; A-1817)
- 56 Ill. Adm. Code 2732 Employment (P-6382)
- 56 Ill. Adm. Code 2765 Payment of Unemployment Contributions, Interest & Penalties (P-13910/90; A-185) (P-3381)
- 56 Ill. Adm. Code 2875 Supplemental Federal Benefits (PR-4555)
- 56 Ill. Adm. Code 2730 Wages (P-9817)

## ENVIRONMENTAL PROTECTION AGENCY

- 35 Ill. Adm. Code 859 Procedures for Collection of Review & Evaluation Services Costs (P-8438)
- 35 Ill. Adm. Code 870 Procedures for Issuing Solid Waste Planning & Enforcement Grants (P-15667/90; A-9311)

## FINANCIAL INSTITUTIONS, DEPARTMENT OF

- 38 Ill. Adm. Code 180 Uniform Disposition of Unclaimed Property Act (P-1207; A-8555)

## FIRE MARSHAL, OFFICE OF THE STATE

- 41 Ill. Adm. Code 250 Fire Equipment Distributor & Employee Standards (P-5322/90; A-5656)
- 41 Ill. Adm. Code 260 Fire Equipment Program Administrative Regulations (P-7872)
- 41 Ill. Adm. Code 170 Storage, Transportation, Sale & Use of Petroleum & Other Regulated Substances (P-12373/90; A-7042)

## HEALTH CARE COST CONTAINMENT COUNCIL, ILLINOIS

- 77 Ill. Adm. Code 2530 Hospital Price Information (P-17428/90; A-1821)

## HISTORIC PRESERVATION AGENCY, ILLINOIS

- 17 Ill. Adm. Code 4160 Public Use of Historic Sites & Properties (P-1680)

CI - 4



ILLINOIS REGISTER		ILLINOIS REGISTER	
VOL. 15, ISSUE #27	1991 CUMULATIVE INDEX	VOL. 15, ISSUE #27	1991 CUMULATIVE INDEX
HOUSING DEVELOPMENT AUTHORITY, ILLINOIS		MINES AND MINERALS, DEPARTMENT OF (CONT'D)	
47 III. Adm. Code 360	Affordable Housing Program (P-9260)	62 III. Adm. Code 1773	Requirements for Permits & Permit Processing (P-1352) (P-3393)
47 III. Adm. Code 350	Low-Income Housing Tax Credit Allocation (P-9282)	62 III. Adm. Code 1774	Revision; Renewal; & Transfer, Assignment or Sale of Permit Rights (P-1363)
INDUSTRIAL COMMISSION, ILLINOIS		62 III. Adm. Code 1823	Special Program Performance Standards on Prime Farmland (P-1368)
50 III. Adm. Code 7030	Arbitration (P-18434/90; A-8214)	62 III. Adm. Code 220	Surface Installation Health & Safety (P-14277/90; A-1006)
50 III. Adm. Code 7100	Insurance Regs. (P-6863)	62 III. Adm. Code 1780	Surface Mining Permit Application--Minimum Requirements for Reclamation & Operation Plan (P-1374)
50 III. Adm. Code 7020	Pre-Arbitration (P-18441/90; A-8221)	62 III. Adm. Code 1784	Underground Mining Permit Applications--Minimum Requirements for Reclamation & Operation Plan (P-1382)
2 III. Adm. Code 2025	Public Information, Rulemaking & Organization (A-7897)	MOTOR VEHICLE THEFT PREVENTION COUNCIL, ILLINOIS	
INSURANCE, DEPARTMENT OF		20 III. Adm. Code 1800	Trust Fund Collection Rules (E-8706)
50 III. Adm. Code 1407	Accelerated Life Benefit/Terminal Illness/Qualified Conditions (P-17737/90; A-8872)	NUCLEAR SAFETY, DEPARTMENT OF	
50 III. Adm. Code 909	Advertising & Sales Promotion of Life Insurance & Annuities (P-8766)	32 III. Adm. Code 401	Accrediting Persons in the Practice of Medical Radiation Technology (P-1390, A-7054)
50 III. Adm. Code 6602	Cost Containment Form & Data Reporting Requirements (P-7391)	32 III. Adm. Code 331	Fees for Radioactive Material Licenses (P-15672/90; A-90)
50 III. Adm. Code 2009	Group Coordination of Benefits (P-5953)	32 III. Adm. Code 606	Requirements for the Disposal of Low-Level Radioactive Waste Away from the Point of Generation (P-20573/90; A-8958)
50 III. Adm. Code 6101	Health Maintenance Organization (P-20205/89; O-2117/90; M-365; A-199)	32 III. Adm. Code 370	Use of Sealed Radioactive Sources in the Healing Arts (P-11653/90; RC-8316)
50 III. Adm. Code 2007	Minimum Standards of Individual Accident & Health Insurance (P-17737/90; A-7658)	32 III. Adm. Code 360	Use of X-Rays in the Healing Arts Including Medical, Dental, Podiatry, & Veterinary Medicine (P-6940/90; A-6180)
50 III. Adm. Code 2008	Minimum Standards for Individual & Group Medicare Supplement Insurance (P-4566; W-6788)	POLLUTION CONTROL BOARD	
50 III. Adm. Code 918	Policyholder Security Deposit Act (PR-2899)	35 III. Adm. Code 211	Definitions & General Provisions (P-4573) (P-12697/90; A-5223) (P-8463/90; A-7901) (P-6385)
50 III. Adm. Code 3119	Precertification & Continuing Education (P-12127/90; A-69)	35 III. Adm. Code 304	Effluent Standards (P-9700/90; A-241)
50 III. Adm. Code 754	Rules & Rate Filings (P-15238/90; A-4458)	35 III. Adm. Code 501	General Provisions (P-3141; A-10075)
50 III. Adm. Code 2814	Small Employer Group Health Insurance (P-5975)	35 III. Adm. Code 101	General Rules (P-9822)
50 III. Adm. Code 2801	Surplus Line Business Requirements (P-6878)	35 III. Adm. Code 620	Groundwater Quality (P-4234)
LABOR, DEPARTMENT OF		35 III. Adm. Code 231	Hazardous Air Pollutants (PR-730)
56 III. Adm. Code 205	Toxic Substances Disclosure to Employees (P-4872)	35 III. Adm. Code 720	Hazardous Waste Management System: General (P-13925/90; A-7934) (P-2036; A-9323) (P-5980)
LOCAL GOVERNMENTAL LAW ENFORCEMENT OFFICERS TRAINING BOARD, ILLINOIS		35 III. Adm. Code 721	Identification & Listing of Hazardous Waste (P-13938/90; A-7950) (P-2075; A-9332) (P-6001) (P-9288)
20 III. Adm. Code 1720	III. Police Training Act (P-16198/90; A-999)	35 III. Adm. Code 725	Interim Status Standards for Owners & Operators of Hazardous Waste Treatment, Storage & Disposal Facilities (P-2145; A-9398) (P-6043)
LOCAL RECORDS COMMISSION		35 III. Adm. Code 601	Introduction (P-9829)
44 III. Adm. Code 4000	Local Records Commission (P-6882)	35 III. Adm. Code 728	Land Disposal Restrictions (P-2209; A-9462)
MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES, DEPARTMENT OF		35 III. Adm. Code 848	Management of Used & Waste Tires (P-7763/90; A-7959)
59 III. Adm. Code 101	Administration (P-3386; A-9316)	35 III. Adm. Code 616	New Activities in a Setback Zone or Regulated Recharge Area (P-9836)
59 III. Adm. Code 108	Education & Training (P-16718/90; A-6122)	35 III. Adm. Code 230	New Source Performance Standards (PR-741)
59 III. Adm. Code 117	Family Assistance & Home-Based Support Programs for Persons with Mental Disabilities (P-14671/90; A-1511)	35 III. Adm. Code 215	Organic Material Emission Standards & Limitations (P-12701/90; A-3309) (P-8877/90; A-8018) (P-768) (P-3659) (P-6414)
59 III. Adm. Code 130	Mental Health Clinic Program Standards & Provider Requirements (P-18100/90; O-21140/90; R-1171) (P-17744/90; A-8882)	35 III. Adm. Code 218	Organic Material Emission Standards & Limitations for the Chicago Area (P-2675)
59 III. Adm. Code 110	Recipient's Property (P-8774)	35 III. Adm. Code 219	Organic Material Emission Standards & Limitations for the Metro East Area (P-3892)
59 III. Adm. Code 106	Services Charges (P-14674/90; A-1555)	35 III. Adm. Code 201	Permits & General Provisions (P-780)
59 III. Adm. Code 115	Standards & Licensure Requirements for Community-Integrated Living Arrangements (P-20138/90; A-8560)	35 III. Adm. Code 611	Primary Drinking Water Standards (P-17154/90; A-1562)
MINES AND MINERALS, DEPARTMENT OF		35 III. Adm. Code 703	RCRA Permit Programs (P-2376; A-9616) (P-6059)
62 III. Adm. Code 1761	Areas Designated by Act of Congress (P-1212)	35 III. Adm. Code 617	Regulated Recharge Areas (P-9882)
62 III. Adm. Code 1702	Exemption for Coal Extraction Incidental to the Extraction of Other Minerals (P-1221)	35 III. Adm. Code 722	Standards Applicable to Generators of Hazardous Waste (P-2404; A-9644) (A-66)
62 III. Adm. Code 1700	General (P-1235)	35 III. Adm. Code 814	Standards for Existing Landfills & Units (P-3155) (P-4604)
62 III. Adm. Code 240	III. Oil & Gas Act, The (P-16205/90; A-2706) (P-20140/90; W-5110) (P-8448) (A-8566)	35 III. Adm. Code 816	Standards for New Electric Utility Fossil Fuel Combustion Waste Landfills (P-4616)
62 III. Adm. Code 1816	Permanent Program Performance Standards--Surface Mining Activities (P-1246)	35 III. Adm. Code 811	Standards for New Solid Waste Landfills (P-3166) (P-4660)
62 III. Adm. Code 1817	Permanent Program Performance Standards--Underground Mining Activities (P-1314)	35 III. Adm. Code 817	Standards for New Steel & Foundry Industry Waste Landfills (P-3173)
62 III. Adm. Code 1778	Permit Applications--Minimum Requirements for Legal, Financial, Compliance & Related Information (P-1342)	35 III. Adm. Code 724	Standards for Owners & Operators of Hazardous Waste Treatment, Storage & Disposal Facilities (P-2414; A-9654) (P-6073)
62 III. Adm. Code 1772	Requirements for Coal Exploration (P-1347)		



## ILLINOIS REGISTER

1991 CUMULATIVE INDEX

JULY 5, 1991

VOL. 15, ISSUE #27

## POLLUTION CONTROL BOARD (CONT'D)

Standards for the Management of Specific Hazardous Waste &amp; Specific Types of

Hazardous Waste Management Facilities (P-2487; A-9727)

Sulfur Limitations (P-11098/90; A-1017)

Underground Storage Tanks (P-20162/90; A-6527) (P-6424)

Visible &amp; Particulate Matter Emissions (P-791) (P-4668)

## PROFESSIONAL REGULATION, DEPARTMENT OF

Funeral Directors &amp; Embalmers Act (P-1691; A-8238)

III. Architecture Act (P-2492)

III. Landscape Architecture Act of 1989, The (P-3218; E-3324; A-10091)

III. Nursing Act of 1987, The (P-2519; A-8573) (E-2855)

III. Physical Therapy Act (P-17432/90; A-5254)

III. Professional Land Surveyors Act of 1989 (P-7378/90; A-5258)

Medical Practice Act of 1987 (P-6888) (E-7785)

Private Detective, Private Alarm &amp; Private Security Act of 1983 (P-2456/90; A-3051)

Professional Engineering Practice Act of 1989, The (P-7346/90; A-247) (P-8611)

Structural Engineering Licensing Act of 1989 (P-14291/90; A-7081)

Veterinary Medicine &amp; Surgery Practice Act (P-8635)

## PUBLIC AID, DEPARTMENT OF

Administration of Social Service Programs (P-8114)

Aid to Families With Dependent Children (P-157; A-5275) (E-338) (P-371; A-5684)

(P-2521) (E-2862) (P-19568/90; A-5275) (P-5502) (P-8785)

Aid to the Aged, Blind or Disabled (P-15701/90; A-2777) (P-384; A-5698) (P-104; A-7104)

(E-1111; O-5125) (P-1715; A-7104) (P-19851/90; A-5291) (P-5517) (P-6913) (P-7444)

Assistance Standards (P-17762/90; A-1029)

Child Support Enforcement (P-806) (P-17436/90; A-1034)

Developmental Disabilities Services (P-816) (P-7455)

Drug Manual (P-831; A-7117) (P-1121)

Food Stamps (P-5525) (P-6922)

General Assistance (P-15712/90; A-288) (P-394; A-5710) (P-5539)

III. Competitive Access &amp; Reimbursement Equity (ICARE) Program (P-15722/90; A-1826)

Medical Assistance Programs (P-159; A-5302) (E-348) (P-833) (P-2908; A-10101) (P-5551)

(P-6089) (P-6937) (P-7468) (P-8642)

Medical Payment (P-14317/90; O-21120; M-368; A-298) (P-13963/90; O-17718/90;

R-366; A-298) (E-592) (P-847) (P-14681/90; A-1051) (P-18813/90; C-1174)

(P-1414; A-8972) (P-4903) (P-7834/90; O-5115; R-6789; A-6534) (P-5585)

(P-20170/90; A-6220) (P-6949) (P-7482) (P-19132/90; P-406; P-847; A-8264)

(P-8656) (P-9885) (P-19592/90; A-10114)

Practice in Administrative Hearings (P-15) (P-18705/90; A-5320)

Reimbursement for Nursing Costs for Geriatric Facilities (P-870) (P-13967/89; A-2715)

(P-9355/90; O-13039/90; R-3129; A-3058) (P-2919; A-9001) (P-5434/90; O-5118;

RC-5120) (P-15243/90; A-6238) (P-19653/90; A-7162) (P-7501)

Related Program Provisions (P-6435)

Rights &amp; Responsibilities (P-409; A-7202)

Rules of Practice in Administrative Hearings (P-15; A-6557)

Special Eligibility Groups (P-8681; E-8708)

## PUBLIC HEALTH, DEPARTMENT OF

Ambulatory Surgical Treatment Center Licensing Requirements (P-4932)

Baccalaureate Assistance for Registered Nurses (P-3398)

Child Health Examination Code (P-17867/90; A-7706)

College Immunization Code (P-6972)

Emergency Medical Services Code (P-61237/90; A-5722) (P-8120)

Family Practice Residency Code (PR-8493/90; AR-1830) (P-8503/90; A-1833)

Head &amp; Spinal Cord Injury (P-10656/90; A-1068)

## ILLINOIS REGISTER

1991 CUMULATIVE INDEX

JULY 5, 1991

VOL. 15, ISSUE #27

## PUBLIC HEALTH, DEPARTMENT OF (CONT'D)

Health Facilities Planning Procedural Rules (E-4787; O-8319) (P-6100) (P-421; A-9731)

Hospital Licensing Requirements (P-4946) (P-16259/90; A-5328)

III. Alzheimer's Disease &amp; Related Disorders Assistance Code (P-15246/90; W-675)

III. Clinical Laboratories Code (P-6440)

III. Home Health Agency Code (P-14699/90; A-5376)

III. Formulary for the Drug Product Selection Program, The (P-3417) (E-3537) (I-8457/90; A-6566)

III. Trauma Center Code (P-10665/90; A-1084)

III. Water Well Construction Code (P-6460)

III. Water Well Pump Installation Code (P-6498)

Intermediate Care for the Developmentally Disabled Facilities Code (P-9833/90; A-466) (P-4280)

Long-Term Care for Under Age 22 Facilities Code (P-9883/90; A-1878) (P-4309)

Sanitary Practice for Drinking Water, Sewage Disposal &amp; Restroom Facilities (P-5005)

School Child Immunization Code (P-17873/90; A-7712)

Sheltered Care Facilities Code (P-9920/90; A-516) (P-4338)

Skilled Nursing &amp; Intermediate Care Facilities Code (P-9957/90; A-554) (P-4167)

Testing of Breath, Blood &amp; Urine for Alcohol &amp;/or Other Drugs (P-418; A-7718) (E-612)

Vital Records Act, The (P-3422) (E-3593)

## PUBLIC HEALTH/HEALTH FACILITIES PLANNING BOARD, DEPARTMENT OF

Health Facilities Planning Procedural Rules (P-428)

## RACING BOARD, ILLINOIS

11 III. Adm. Code 1312

Entries &amp; Declarations (P-14750/90; A-2727)

Entries, Subscriptions &amp; Declarations (P-12385/90; A-2730)

Licensing (P-5609)

Licensing of Participants (P-16843/90; A-5745)322

Medication (P-5614)

Over/Under Rules (P-6976)

Parl-Munuels (P-8957/90; A-591) (P-12389/90; A-2733) (P-8518)

Pick Four &amp; Pick Five Rules (P-6979)

Pick N Wagering Pool (P-5012) (6982)

Pick Six Rules (P-6988)

PPT Rules (P-6985)

Regs. for Meetings (P-19690/90; W-1173) (P-10691/90; A-20545/90; C-2044)

Security &amp; Admissions (P-19694/90; A-5748)

Superintend Rules (P-19699/90; A-5752) (P-8150)

Thoroughbred Off Track Stabling Rules (P-19703/90; A-5755)

Totalizer Operations (P-12393/90; A-2736)

Twin Trifecta Exchange (P-8975/90; A-3492) (P-8152)

## REHABILITATION SERVICES, DEPARTMENT OF

Admission, Suspension, Expulsion &amp; Discharge Procedures (P-8522)

Advisory Councils (P-9370/90; O-17698/90; M-4464; A-7211)

Centers for Independent Living (P-6666/90; A-7221)

Client Financial Participation (P-161; A-10179)

Client Responsibilities (P-8156)

Closure (P-9385/90; A-7347) (P-7885)

Confidentiality of Information (P-12718/90; A-7728)

Disability Case Development Process (P-12212/90; A-8294)

Eligibility (P-9392/90; A-9737)

Establishment &amp; Administration of Special Education, The; (P-12224/90; A-6161)

Financial Eligibility Criteria (P-8560/90; O-16085/90; M-5921; A-7354) (P-8160)

Homemaker Rate Agreements (P-11702/90; A-10185)

III. Visually Handicapped Institute (P-12228/90; A-6265) (P-12234/90; A-6272)

# ILLINOIS REGISTER

1991 CUMULATIVE INDEX

JULY 5, 1991

VOL. 15, ISSUE #27

## REHABILITATION SERVICES, DEPARTMENT OF (CONT'D)

89 Ill. Adm. Code 572 Individualized Written Rehabilitation Program (P-8541)  
 89 Ill. Adm. Code 860 Listing of Impairments (P-3228)  
 89 Ill. Adm. Code 587 Medical, Psychological, & Related Services (P-11736/90; A-7370)  
 89 Ill. Adm. Code 830 Non-Academic Programs & Policies (P-4397)  
 89 Ill. Adm. Code 885 Non-Financial Eligibility Criteria (P-8982/90; O-17710/90; R-6791; A-6602; P-8163)  
 89 Ill. Adm. Code 845 Sequential Evaluation Process for the Determination of Disability (P-12240/90; A-8304)  
 89 Ill. Adm. Code 700 Service Plan Development (P-9303)  
 89 Ill. Adm. Code 695 Service Provision (P-12252/90; A-6279)  
 89 Ill. Adm. Code 567 Similar Benefits (P-12731/90; A-6617)  
 89 Ill. Adm. Code 592 Training Services (P-12257/90; A-5757)  
 89 Ill. Adm. Code 650 Vending Facility Program for the Blind (P-6683/90; A-2740)  
 89 Ill. Adm. Code 650 Vending Stand Program for the Blind (P-6725/90; AR-2794)

## RETIREMENT SYSTEM OF ILLINOIS, STATE EMPLOYEES

80 Ill. Adm. Code 1540 (P-18712/90; A-7379)  
 2 Ill. Adm. Code 2375 Public Information, Rulemaking & Organization (A-1571)

## REVENUE, DEPARTMENT OF

86 Ill. Adm. Code 420 Alcoholic Liquor Act (P-15762/90; A-3498)  
 86 Ill. Adm. Code 430 Bingo License & Tax Act (P-1724)  
 86 Ill. Adm. Code 435 Charitable Games Act (P-1748)  
 86 Ill. Adm. Code 440 Cigarette Tax Act (P-13429/90; A-117)  
 86 Ill. Adm. Code 450 Cigarette Use Tax Act (P-13429/90; A-122)  
 86 Ill. Adm. Code 660 County Supplementary Retailers' Occupation Tax (PR-18195/90; AR-6284)  
 86 Ill. Adm. Code 610 County Supplementary Service Occupation Tax (PR-18206/90; AR-6286)  
 86 Ill. Adm. Code 620 County Supplementary Use Tax (PR-18217/90; AR-6288)  
 86 Ill. Adm. Code 630 County Water Commission Retailers' Occupation Tax (P-17879/90; A-5762)  
 86 Ill. Adm. Code 640 County Water Commission Service Occupation Tax (P-17887/90; A-5770)  
 86 Ill. Adm. Code 650 County Water Commission Use Tax (P-17894/90; A-5778)  
 86 Ill. Adm. Code 240 County Use Tax Regs. (PR-19725/90; AR-5781)  
 86 Ill. Adm. Code 220 Home Rule County Retailers' Occupation Tax (P-19706/90; A-5783)  
 86 Ill. Adm. Code 230 Home Rule County Service Occupation Tax (P-19717/90; A-5796)  
 86 Ill. Adm. Code 270 Home Rule Municipal Retailers' Occupation Tax (P-15251/90; A-3507)  
 86 Ill. Adm. Code 280 Home Rule Municipal Service Occupation Tax (P-17908/90; A-6290)  
 86 Ill. Adm. Code 380 Metro East Mass Transit District Retailers' Occupation Tax (P-19730/90; A-5105)  
 86 Ill. Adm. Code 390 Metro East Mass Transit District Use Tax (P-19746/90; A-5815)  
 86 Ill. Adm. Code 500 Motor Fuel Tax (P-17897/90; RC-5122; A-6305) (P-5017)  
 86 Ill. Adm. Code 290 Municipal Use Tax Regs. (PR-19751/90; AR-5820)  
 86 Ill. Adm. Code 200 Practice & Procedure for Hearings Before the Ill. Dept. of Revenue (P-14754/90; A-3518)  
 86 Ill. Adm. Code 110 Property Tax/Revenue Act of 1939 (P-14321/90; A-3522)  
 86 Ill. Adm. Code 432 Pull Tabs & Jar Games Act (P-1777)  
 86 Ill. Adm. Code 320 Regional Transportation Authority Retailers' Occupation Tax (P-19756/90; A-5316)  
 86 Ill. Adm. Code 330 Regional Transportation Authority Service Occupation Tax (P-19767/90; A-5122)  
 86 Ill. Adm. Code 340 Regional Transportation Authority Use Tax (P-19774/90; A-5829)  
 86 Ill. Adm. Code 130 Retailers' Occupation Tax (P-5021) (P-20194/90; A-6621; O-6792) (P-8167)  
 86 Ill. Adm. Code 3000 Riverboat Gambling (P-433)  
 86 Ill. Adm. Code 140 Service Occupation Tax (P-17916/90; A-5834) (P-19779/90; A-5834)  
 86 Ill. Adm. Code 160 Service Use Tax (P-19788/90; A-5845)  
 86 Ill. Adm. Code 150 Use Tax (P-19804/90; A-5861)

## SAVINGS AND LOAN ASSOCIATIONS, COMMISSIONER OF

38 Ill. Adm. Code 450 Residential Mortgage License Act of 1987 (P-2573; A-8580)

# ILLINOIS REGISTER

1991 CUMULATIVE INDEX

JULY 5, 1991

VOL. 15, ISSUE #27

## SAVINGS AND LOAN BOARD

38 Ill. Adm. Code 500 Appeals to the Savings & Loan Advisory Board (PR-5162)  
 38 Ill. Adm. Code 500 Savings & Loan Board (P-5179)

## SAVINGS AND RESIDENTIAL FINANCE, COMMISSIONER OF

38 Ill. Adm. Code 1075 Savings Bank Act (P-14758/90; A-1916)

## SECRETARY OF STATE

92 Ill. Adm. Code 1040 Cancellation, Revocation or Suspension of Licenses or Permits (P-7891)  
 92 Ill. Adm. Code 1010 Certificates of Title, Registration of Vehicles (P-4686)  
 92 Ill. Adm. Code 1070 Ill. Safety Responsibility Law (P-8797)  
 50 Ill. Adm. Code 8010 Mandatory Vehicle Liability Insurance (P-7518)  
 1 Ill. Adm. Code 100 Rulemaking (P-7522)

## STATE POLICE, DEPARTMENT OF

20 Ill. Adm. Code 1225 Drug Asset Forfeiture Procedure Act (P-16847/90; A-5886)  
 20 Ill. Adm. Code 1215 Ill. Uniform Conviction Information Act (P-12398/90; A-1107)

## STATE POLICE MERIT BOARD, DEPARTMENT OF

80 Ill. Adm. Code 150 Procedures of the Dept. of State Police Merit Board (P-5200)

## STUDENT ASSISTANCE COMMISSION, ILLINOIS

23 Ill. Adm. Code 2790 Limitation, Suspension, or Termination Proceedings (P-5034)

## TRANSPORTATION, DEPARTMENT OF

92 Ill. Adm. Code 530 Accommodation of Utilities on Right-of-Way (P-2940) (PR-3003)  
 92 Ill. Adm. Code 18 Aurora Municipal Airport Hazard Zoning (PR-3231; A-9045) (P-3252; A-9022)  
 92 Ill. Adm. Code 177 Carriage by Public Highway (P-1442; A-7743)  
 92 Ill. Adm. Code 27 Casey Municipal Airport Hazard Zoning (P-15262/90; A-2796)  
 92 Ill. Adm. Code 180 Continuing Qualification & Maintenance of Packaging (P-1447; A-7748)  
 92 Ill. Adm. Code 397 Driving & Parking (P-6991)  
 92 Ill. Adm. Code 392 Driving of Motor Vehicles (P-6994)  
 92 Ill. Adm. Code 37 Dupage Airport Hazard Zoning (P-3275; A-9047)  
 92 Ill. Adm. Code 708 Floodway Construction in Northeastern Ill. (P-8193)  
 92 Ill. Adm. Code 171 General Information, Regs., & Definitions (P-1452; A-7752)  
 92 Ill. Adm. Code 172 Hazardous Materials Table & Hazardous Materials Communications (P-1461; A-7760)  
 92 Ill. Adm. Code 395 Hours of Service of Drivers (P-6997)  
 92 Ill. Adm. Code 396 Inspection, Repair & Maintenance (P-7003)  
 92 Ill. Adm. Code 57 Lewis University Airport Hazard Zoning (P-15283/90; A-2817)  
 92 Ill. Adm. Code 390 Motor Carrier Safety Regs.: General (P-7008)  
 92 Ill. Adm. Code 456 Nonscheduled Bus Inspections (P-17535/90; A-5894)  
 92 Ill. Adm. Code 393 Parts & Accessories Necessary for Safe Operations (P-7022)  
 92 Ill. Adm. Code 391 Qualification of Drivers (P-7026)  
 92 Ill. Adm. Code 720 Rules Establishing Horizontal & Vertical Clearances For Bridges Over the Fro. River Between Algonquin & the Ill. Wisconsin State Line (P-3426; A-9068)  
 92 Ill. Adm. Code 173 Shipping General Requirements for Shipments & Packagings (P-1466; A-7765)  
 92 Ill. Adm. Code 178 Shipping Container Specifications (P-1472; A-7771)  
 92 Ill. Adm. Code 179 Specification for Tank Cars (P-1483; A-7781)

## TREASURER

74 Ill. Adm. Code 750 Home Ownership Made Easy Act (P-1791; RC-8317)

## PUBLIC HEARINGS

CHILDREN AND FAMILY SERVICES, DEPARTMENT OF  
 89 Ill. Adm. Code 335 Relative Home Placement



## ILLINOIS REGISTER

1991 CUMULATIVE INDEX

JULY 5, 1991

VOL. 15, ISSUE #27

## ILLINOIS REGISTER

1991 CUMULATIVE INDEX

JULY 5, 1991

VOL. 15, ISSUE #27

PUBLIC HEARINGS (CONT'D)

## COMMERCE COMMISSION, ILLINOIS

92 Ill. Adm. Code 1202 Applications  
92 Ill. Adm. Code 1304 Motor Carrier of Property Fitness Standards

1175  
1176

## PUBLIC AID, DEPARTMENT OF

89 Ill. Adm. Code 140 Medical Payment  
89 Ill. Adm. Code 147 Reimbursement for Nursing Costs for Geriatric Facilities

2879  
3333

PUBLIC INFORMATION

## BANKS AND TRUSTS COMPANIES, COMMISSIONER OF

Notice of Acceptance of an Application by Johnson International, Inc., Racine, Wisconsin, to Acquire Lake County Bank & Trust Company, Lake Forest, Ill.  
Notice of Special Meeting of the Ill. Electronic Fund Transfer Advisory Committee in Chicago, Ill.  
Notice of Acceptance of an Application by the Bank of Tokyo, Ltd., Tokyo, Japan, to Acquire the Chicago-Tokyo Bank, Chicago, Ill.

1177  
4173  
6327

## ENVIRONMENTAL PROTECTION AGENCY

Listing of Derived Water Quality Criteria  
Listing of Derived Water Quality Criteria

3334  
8321

## LABOR, DEPARTMENT OF

List of Contractors Prohibited from an Award of a Contract or a Subcontract for Public Works Projects  
List of Contractors Prohibited from an Award of a Contract or a Subcontract for Public Works Projects

8322  
8726

## LOTTERY, ILLINOIS DEPARTMENT OF THE

List of Game-Specific Materials Published by the Lottery During Calendar Year 1990

1178

## POLLUTION CONTROL BOARD

Notice Pursuant to Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1007.2(b)

10240

## REVENUE, DEPARTMENT OF

Index of Letter Rulings (Third Quarter of 1990) (Income Tax)  
Index of Letter Rulings (Fourth Quarter of 1990)  
Index of Letter Rulings (4th Quarter of 1990) (ROT)  
Index of Letter Rulings (First Quarter of 1991) (Income Tax)  
Index of Letter Rulings (First Quarter of 1991) (ROT)

1180  
3335  
4465  
8044  
9742

## SECRETARY OF STATE

Department of Insurance  
Policyholders Security Deposit Act; 50 Ill. Adm. Code 918  
Department of Public Aid  
Medical Assistance Programs; 89 Ill. Adm. Code 120  
Reimbursement for Nursing Costs for Geriatric Facilities; 89 Ill. Adm. Code 147  
Department of Transportation  
Accommodation of Utilities on Right-of-Way; 92 Ill. Adm. Code 530

4174  
4175  
4176  
4177

REGULATORY AGENCY

## EMPLOYMENT SECURITY, DEPARTMENT OF

Employment; 56 Ill. Adm. Code 2732

5473

JOINT COMMITTEE ON ADMINISTRATIVE RULES

## Agenda

February 21, 1991  
April 17, 1991  
June 11, 1991

2880  
5474  
8606

## Second Notices Received

135, 369, 676, 1199, 1579, 2045, 2889, 3131, 3358, 3605, 4178, 4488, 4792, 5129, 5479, 5922, 6328, 6796,  
7385, 7792, 8071, 8323, 8611, 8727, 9071, 9775, 10242

EXECUTIVE ORDERS AND PROCLAMATIONSEXECUTIVE ORDERS

91-1 Iraq - Illinois Military Personnel Income Tax Extension  
91-2 Vacation and Sick Leave Policy  
91-3 Revocation of Executive Order No. 5 of 1980  
91-4 Waste Reduction And Recycled Product Procurement  
91-5 Reassignment of Functions of Governor's Office of Senior Involvement to the Department of Aging  
91-6 Reassignment of Functions of Governor's Office of Voluntary Action to the Lieutenant Governor, Senior Action Centers  
91-7 Revocation of Executive Order Number 6 of 1979  
91-8 Limited Continuation of Office of Consumer Services

2048  
2890  
2890  
3359  
4181  
4183  
4794  
5131

PROCLAMATIONS

90-558 Homemakers Extension Association Week  
90-559 Nurse Recruitment Day  
90-560 Army ROTC Week  
90-561 Critical Care Nurse Week  
90-562 Free Enterprise And Marketing Week  
90-563 Illinois School Psychologists Association Week  
90-564 Land Surveyors' Month  
90-565 Billy D. Turner Congratulated  
90-566 Travel Agent Appreciation Week  
91-001 Jaycee Week  
91-002 Larry Kinsella Recognized  
91-003 Margaret E. Mailliard Day  
91-004 Veterinary Medical Education Week  
91-005 Charles A. Davis Recognized  
91-006 Post Anesthesia Nurse Awareness Week  
91-007 African-American History Month  
91-008 Cardiac Rehabilitation Week  
91-008 Cardiac Rehabilitation Week (Revised)  
91-009 Financial Aid Awareness Month  
91-010 Richard O. Mitchell Congratulated  
91-011 Seeing Eye Dog Day  
91-012 Ukrainian Independence Day  
91-013 School Social Work Week  
91-014 Volvo Tennis/Chicago Week  
91-015 Travel Agent Appreciation Week  
91-016 Leo Melamed Day  
91-017 Operation Desert Storm Support Day  
91-018 Four Chaplains Sunday  
91-019 State Activity Professionals Day  
91-020 American History Month

136  
136  
137  
137  
138  
138  
138  
370  
370  
1200  
1200  
1200  
1201  
1201  
1202  
1580  
1580  
2891  
1581  
1581  
2050  
2050  
2051  
2051  
2051  
2052  
2891  
2892  
2892



**PROCLAMATIONS (CONT'D)**

91-021	Black Nurses' Day	2893
91-022	Catholic Schools Week/National Appreciation Day	2893
91-023	Community Associations Day	2894
91-024	FFA Week	2894
91-025	Lithuanian Independence Day	2895
91-026	Smiles for Little City Month	2895
91-026	Smiles for Little City Month (Revised)	3132
91-027	International Week	2896
91-028	Literacy Volunteer Week	2897
91-029	Operation Desert Storm Day	2897
91-030	School Counseling Week	2897
91-031	United States Air Force Military Airline Command Band Day	2898
91-032	Cub Scout Pack 3782 Day	3132
91-033	Licensed Practical Nurse Week	3133
91-034	Sales & Marketing Month	3133
91-035	Urges Flying the American Flag	3133
91-036	Chicago Dental Society Midwinter Meeting Program Days	3134
91-037	Chicago Urban League Day	3134
91-038	Women's History Month	3135
91-039	Future Business Leaders of America-Phi Beta Lambda Week	3136
91-040	Land Surveyors' Month	3137
91-041	Public Education & Corporate America Partnership Day	3137
91-042	School Guidance & Counseling Week	3137
91-043	Doctor's Day	3138
91-044	Supports Operation Desert Storm	3138
91-045	Engineers Week	3139
91-046	Tornado Preparedness Week	3362
91-047	Special Session - Property Tax Extension Limitation Act	3362
91-048	Collinsville Operation Desert Storm Day	3363
91-049	Scandinavian Week	3606
91-050	Casimir Pulaski Day	3606
91-051	Sertoma National Heritage Freedom Week	3607
91-052	American Music Month	3607
91-053	Lutheran Schools Week	3608
91-054	Student Nurse Day	3608
91-055	Nutrition Month	3608
91-056	School Psychology Week	4186
91-057	Foreign Language Week	4186
91-058	Logistics Engineering Week	4187
91-059	U. S. Savings Bond Campaign Month	4187
91-060	Warsaw Ghetto Uprising/Day of Memorial	4188
91-061	Peace Corps of the United States of America/20th Anniversary	4189
91-062	Arnold F. Karr Recognized	4189
91-063	Chronic Fatigue Syndrome Awareness Week	4190
91-064	Peoria Desert Storm Support Day	4191
91-065	St. David's Day	4191
91-066	Employ the Older Worker Week	4191
91-067	Irish-American Heritage Month	4191
91-068	L. Ron Hubbard Day	4192
91-068	L. Ron Hubbard Day (Rescinded)	4192
91-069	Parrots for Freedom Week	4192
91-070	Water Quality Week	4192
91-071	Free Paper Week	4192
91-072	Justice Harry A. Blackmun Day	4490
91-073	50th Illinois Volunteer Infantry/Special Recognition	4490
91-074	Eddie Robinson Day	4490

**PROCLAMATIONS (CONT'D)**

91-075	Kidney Month	4491
91-076	Youth Art Month	4491
91-077	Reverend Homer C. Resler Day	4491
91-078	American Red Cross Month	4492
91-079	Auctioneer's Week	4493
91-080	Greek Women's University Club Day	4493
91-080	Greek Women's University Club Day (Revised)	5923
91-081	Illinois Governmental Internship Program Recognized	4493
91-082	Jackie Chan Congratulated	4494
91-083	Alpha Kappa Alpha's "Year of the Lifetime Reader" Activities Launching Months	4494
91-084	Dinner of Champions Day	4495
91-085	National Association of Women Business Owners Month	4795
91-086	Agriculture Week	4795
91-087	Drinking Water Week	4796
91-088	Parks & Recreation Month	4796
91-089	Phi Theta Kappa Days	4797
91-090	Seed Month	4797
91-091	Operation Day of Care	4798
91-092	Metropolitan Pier & Exposition Authority Employee Longevity Day	4798
91-093	Chicago State University Week/Dr. Dolores E. Cross Congratulated	5132
91-094	Medical Assistance Week	5132
91-095	Indonesian-American Day	5133
91-096	Medal of Honor Day	5133
91-097	Midwest Women's Center Day	5134
91-098	Women's Aviation History Days	5134
91-099	Business Opportunity Days	5135
91-100	Byelorussian Independence Day	5135
91-101	Call Before You Dig Month	5135
91-102	Mother of the Year Day/Mrs. Lila Sturm Jenkins Recognized	5136
91-103	Statewide Affordable Housing Week	5137
91-104	United States Navy Band Day	5137
91-105	Bielanusan Independence Day/Centenary of the Birth of Maksim Bahdanovic	5138
91-106	Leroy Martin Forest Area Day	5138
91-107	Week of the Young Child	5139
91-108	Lech Walesa Fellowship Program Created	5139
91-109	Disaster Area-Iroquois County	5140
91-110	Disaster Area - Willage of Lemont	5481
91-111	Certified Nurse Assistant Day	5481
91-112	Kimmel Leadership Day	5482
91-113	Nursing Home Week	5482
91-113	Nursing Home Week (Revised)	8072
91-114	American POW Recognition Day	5483
91-115	Building Safety Week	5483
91-116	Colgate Youth For America Month	5484
91-117	Days Of Remembrance Of The Victims Of The Holocaust	5484
91-118	Estonian Day	5484
91-119	Labor-Management Cooperation Week	5485
91-120	Lake And Watershed Management Month	5485
91-121	Lawn Care Month	5486
91-122	Nelvia M. Brady Day	5486
91-123	Operator Appreciation Week	5487
91-124	Say No To Drugs With Captain America Day	5487
91-125	Student-Athlete Day	5488
91-126	Employee Health And Fitness Day	5489
91-127	Alcohol Awareness Month	5489
91-128	Frederick G. Steigmann, M.D., Day	5491

**PROCLAMATIONS (CONT'D)**

91-128	Frederick G. Steigmann, M.D., Day (Revised)	6798
91-129	Gamma Phi Circus Week	5490
91-130	Groundwater Protection Month	5491
91-131	Ill. Community College Month	5491
91-132	Manufacturing Week	5492
91-133	Rural Electric And Telephone Youth Day	5492
91-134	Start Talking Week	5493
91-135	Army ROTC Week	5493
91-136	Eugene A. Tracy Day	5924
91-137	Medical Laboratory Week	5924
91-138	Physical Fitness & Sports Month/Physical Education & Sports Week	5925
91-139	Sikh American Heritage Day	5925
91-140	Volunteer Week	5925
91-141	William H. Browder Recognized	5926
91-142	Victim Rights Week	5927
91-143	World Health Day	5927
91-144	Edward Abegg Day	5928
91-145	Independent Order of Foresters Child Abuse Prevention Week	5928
91-146	Professional Secretaries Week/Professional Secretaries Day	5929
91-147	Breastfeeding Promotion Month	5929
91-148	Celebrity Ball Day	5930
91-149	Epsilon Sigma Alpha International Day	5930
91-149	Epsilon Sigma Alpha International Day (Revised)	7793
91-150	Home Improvement Month	5931
91-151	Operation Lifesaver Awareness Day	5931
91-152	Polish Independence Day	5932
91-153	Trail Appreciation Month	5932
91-154	Youth Temperance Education Week	5933
91-155	Croatian Independence Day	5933
91-155	Croatian Independence Day (Revised)	6330
91-156	Salute to Mexico Week	5933
91-157	Arbor and Bird Day	6330
91-158	Better Hearing and Speech Month	6331
91-159	Coin Week	6331
91-160	Multiple Sclerosis Association of America Month	6332
91-161	Public Service Recognition Week	6332
91-162	Arthritis Foundation Telethon Day	6333
91-163	Lithuanian Music Festival Days	6333
91-164	Municipal Clerks Week	6334
91-165	Amigos De Ser Day	6334
91-166	Credit Education Week	6335
91-167	Early Intervention Program of the Children's Home Association of Illinois Recognized	6335
91-168	Student Council Week	6336
91-169	Women's Board of the Five Hospital Homebound Program Day	6336
91-170	Chernobyl Day/Year of Chernobyl Awareness and Relief	6337
91-171	Child Abuse Prevention Month	6337
91-172	Crime Victim Rights Week	6338
91-173	Day of Remembrance of the Victims of the Holocaust	6338
91-174	Early Intervention Month	6339
91-175	Gymnastics Weekend	6339
91-176	Mental Health Month	6340
91-177	Organ and Tissue Donation Awareness Week	6340
91-178	Queen Isabella Day	6341
91-179	Seventh-Day Adventist Schools Week	6341
91-180	Disaster Areas - Several Counties	6798
91-181	Edward T. Hanley, Sr. Day	6799

**PROCLAMATIONS (CONT'D)**

91-182	Illinois Manufacturing and Enterprise Day	6799
91-183	John G. Shedd Aquarium-Oceanarium Day	6800
91-184	Centenarians Day	6800
91-185	Cinco De Mayo Day	6801
91-186	Gateway Day	6801
91-187	George Vest Day	6802
91-188	Home Education Week	6803
91-188	Home Education Week (Revised)	7386
91-189	Nurses Week	6803
91-190	Recycling Week	6803
91-191	Arson Awareness Week	6804
91-192	John W. Fitzgerald Day	6804
91-193	Six Flags Great America's "Salute to Our Great American Troops Day"	6805
91-194	Paul Harris Memorial and Presidential Walkway Day	6805
91-195	Day of Prayer	7386
91-196	'A' Team Day	7386
91-197	Workers Memorial Day	7387
91-198	Asian American Heritage Month	7388
91-199	Monsignor Edward J. Duncan Day	7388
91-200	Minority & Women Business Enterprise Day	7389
91-201	Reverend Lewis M. Krause Day	7389
91-202	Illinois Small Business Week	7793
91-203	Nurses Week At Department of Veteran's Affairs, Edward Hines, Jr. Hospital	7794
91-204	U.S. Savings Bonds Month	7794
91-205	Community Mental Health Services Week	7795
91-206	Harriet Ross Day	7795
91-206	Harriet Ross Day (Revised)	8072
91-207	High Blood Pressure Month	7796
91-208	Keep America Beautiful Month	7796
91-209	Lioness Caramel Corn Day	7797
91-210	Motorcycle Awareness Month	7797
91-210	Motorcycle Awareness Month (Revised)	8073
91-211	National Association of Insurance Women's Week	7798
91-212	Students Against Driving Drunk Months	7798
91-213	Surgical Technologist Week	7799
91-214	Cyrotechnology Day	7799
91-215	Foster Parent Appreciation Month	7800
91-216	Insurance Agents Month	7801
91-217	Older Americans Month	7801
91-218	Association for Individual Development Day	7802
91-219	Correctional Officer Week	7802
91-220	Emergency Medical Services Week	7803
91-221	Eritrean Relief Committee Day	7803
91-222	Exceptional Children's Week	7804
91-223	"Just Say No" Week	7804
91-224	Maritime Day	7805
91-225	National Association of Urban Bankers Week	7805
91-226	Odyssey Day	7805
91-227	Proud Lady Days	7806
91-228	Richard Hirtzel Day	7806
91-229	RP Awareness Day	7807
91-230	Senior Smile Week	7807
91-231	Telephone Operator's Week	7808
91-232	Stamp Collecting Week	8073
91-233	Governor's Cup Weekend	8074
91-234	Illinois Bell Operator Day	

**PROCLAMATIONS (CONT'D)**

91-235	Slay in School Month	8074
91-236	Mattoon Area Senior Center Day	8075
91-237	Police Memorial Day/National Police Week/National Police Memorial Day	8076
91-238	Salvation Army Week	8077
91-239	Take Pride in America Month	8078
91-240	Dr. Abraham A. Low Day	8079
91-241	Historic Preservation Week	8078
91-242	Teacher Appreciation Week/Teacher Appreciation Day	8078
91-243	Greek Heritage Week	8078
91-244	Joe Dimaggio Day	8079
91-245	Manufactured Housing Days	8079
91-246	YMCA Volunteer Recognition Day	8325
91-247	Arts Education Week	8325
91-248	Ducks for Kids Day	8325
91-249	Grammy in the Schools Day	8326
91-250	Railroad Women's Day	8326
91-251	Buckle-Up America! Week	8327
91-252	Hospital Day	8328
91-253	Korea Unification Day	8328
91-254	Neurofibromatosis Awareness Month	8328
91-255	Richard H. Newhouse Day	8329
91-256	American GI Forum Day	8330
91-257	Crohn's and Colitis Awareness Week	8330
91-258	Dr. Donald Miedema Congratulated	8331
91-259	Realtor Day	8331
91-260	RSVP Day	8332
91-261	Angel of the Night Month	8332
91-262	JTPA Alumni Week	8333
91-263	Citizens Schools Committee 11th Annual Awards Dinner Day	8333
91-264	Pom Pon Appreciation Day	8333
91-265	Take Pride in Illinois Schools Week	8334
91-266	Talent-Linkage-Chicago Day	8335
91-267	Turkey Lovers Month	8335
91-268	Cache River State Natural Area	8613
91-269	Beth Eden Baptist Church Centennial Celebration Day	8613
91-270	Grundy County Sesquicentennial Celebration Days	8614
91-271	Multiple Sclerosis Society Month	8615
91-272	Mildred B. Angelo Day	8615
91-273	Ortho-Olympics Day	8728
91-274	John W. Cockrell Day	8728
91-275	Management Week	8728
91-276	Week for the Observance of the 50th Anniversary of World War II	8729
91-277	Pest Control Month	8730
91-278	Illinois Rivers Appreciation Month	8731
91-279	Jane Addams Resource Corporation Week	8732
91-280	Pride Week	8732
91-281	Rehabilitation Facilities Week	9073
91-282	Kenneth Kiesler Day	9073
91-283	Sydney R. Marovitz Day	9074
91-284	Safe Boating Week	9074
91-285	ECC Music Workshop Days	9075
91-286	Fraternal Week	9075
91-287	Thomas Armstead, Barbara Petrilli, and Firefly, Inc. Commended	
91-288	Blood Donor Awareness Month	
91-289	East Central Illinois Business Appreciation Week	
91-290	Illinois Law Enforcement Explorer Week	

**PROCLAMATIONS (CONT'D)**

91-291	Merrick Week	9076
91-292	Midwest Regional Center for Drug Free Schools Conference Days	9077
91-293	R.J. Grunts	9078
91-294	Special Olympics Adopt-A-Cop Month	9078
91-295	U.S.S. Liberty Memorial Day	9078
91-296	Alfred Eisenstaedt Week	9079
91-297	Legal Assistance Day	9080
91-298	Disabled American Veterans Days	9080
91-299	Honoring Elders Week	9080
91-300	Tom and Ellen Cuculich Day	9080
91-301	Coal Awareness Week	9776
91-302	Commends Demi Hlasatel/90th Anniversary	9776
91-303	Grand Ole Opry Day	9777
91-304	Ohio River Sweep Day	9777
91-305	"Real Men Cook For Chicago Charities Day"	9778
91-306	Child Support Enforcement Awareness Week	9778
91-307	Hispanic Evangelical Youth Week	9779
91-308	Lowden and Neva Pankey Day	9779
91-309	Rainbow Week	9780
91-310	Thomas S. Johnson Day	9780
91-311	Uri Bar-Ner Day	9781
91-312	USPTA's Across America Tennis Day	9782
91-313	Black Expo Week	9782
91-314	World Champion Chicago Bulls Day	9783
91-315	Leo Melamed Day	10246
91-316	Cheer-Leadership Week	10246
91-317	Day Against Drug Abuse & Illicit Trafficking	10246
91-318	Air Force Communications Day	10247
91-319	Illinois Agricultural Youth Institute Week	10247
91-320	Marek Pitrowski Day	10248
91-321	WTC Week	10248



The Sections Affected Index lists, by Title, each Section of a codified Part on which rulemaking activity has occurred in this volume of the Register and is divided into two parts: the first lists the Sections on which rulemaking activity occurred in this issue of the Register. (The headings at the top of each page indicate the two parts: the first part shows the previous issue numbers inclusively and the date of the last published issue; the second lists the current issue number and date.) The columns in both parts indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume (calendar year) of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 1 Ill. Adm. Code 100.280 was proposed last year and adopted this year. The action entry reads: (P-857/189; A-724). The codes for both columns are listed below. For a complete listing of the Titles of the Illinois Administrative Code, please refer to 1 Ill. Adm. Code 100.140 or contact the Administrative Code Division.

TYPE OF RULEMAKING		ACTION CODES	
am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
rc	= reclassified	F	= Failure to Remedy Objections
#	= renumbered	M	= Modification
		O	= ICAR Objection
		P	= Proposed rule
		PF	= Prohibited Filing
		PP	= Peremptory rule
		R	= Refusal to Modify or Withdraw
		RC	= ICAR Recommendation
		S	= Suspended rule
		W	= Withdrawal of Proposed rule

VOL. 15, ISSUE #27		JULY 5, 1991	
TITLE 1		TITLE 8	
100.100	am	2650.410	n (A-2660)
100.110	am	2650.11.A	n (A-2660)
100.150	am	2650.11.B	n (A-2660)
100.180	am		
100.220	am		
100.230	am		
100.240	am		
100.260	am		
100.270	am		
100.280	am		
100.310	am		
100.335	am		
100.340	am		
100.350	am		
100.400	am		
100.450	am		
100.500	am		
100.510	am		
100.545	am		
100.550	am		
100.640	am		
100.660	am		
100.670	am		
100.680	am		
100.735	am		
100.740	am		
100.900	am		
100.1010	am		
100.1020	am		
100.1100	am		
100.1150	am		
100.1200	am		
100.1210	am		
TITLE 2			
700.40	am		
700.100	am		
700.130	am		
700.140	am		
700.150	am		
2025.120	n		
2375.110	am		
2650.10	n		
2650.20	n		
2650.30	n		
2650.40	n		
2650.50	n		
2650.60	n		
2650.100	n		
2650.200	n		
2650.205	n		
2650.210	n		
2650.220	n		
2650.300	n		
2650.310	n		
2650.311	n		
2650.312	n		
2650.313	n		
2650.314	n		
2650.320	n		
2650.330	n		
2650.340	n		
2650.400	n		

VOL. 15, ISSUE #27		ILLINOIS REGISTER		SECTIONS AFFECTED INDEX		JULY 5, 1991	
<b>TITLE 8 (CONT'D)</b>							
125.310	am	(PP-620; W-1574) (P-1583; A-8801)	1408.90	am	(P-16843/90; A-2745)		
125.320	am	(PP-620; W-1574) (P-1583; A-8801)	1413.48	am	(P-12385/90; A-2730)		
125.330	am	(PP-620; W-1574) (P-1583; A-8801)	1424.140	n	(P-10691/90; A-20545/90; C-2044)		
125.340	am	(PP-620; W-1574) (P-1583; A-8801)	1424.355	am	(P-19690/90; W-1173)		
125.350	am	(PP-620; W-1574) (P-1583; A-8801)	<b>TITLE 14</b>				
125.360	am	(PP-620; W-1574) (P-1583; A-8801)	475.110	n	(P-6343)		
125.370	am	(PP-620; W-1574) (P-1583; A-8801)	475.210	n	(P-6343)		
125.380	am	(PP-620; W-1574) (P-1583; A-8801)	475.220	n	(P-6343)		
125.390	am	(PP-620; W-1574) (P-1583; A-8801)	475.230	n	(P-6343)		
125.400	am	(PP-620; W-1574) (P-1583; A-8801)	475.240	n	(P-6343)		
125.410	am	(PP-620; W-1574) (P-1583; A-8801)	475.250	n	(P-6343)		
255.50	am	(E-128)	475.260	n	(P-6343)		
270.261	am	(P-10965/90; A-455)	475.310	n	(P-6343)		
290.110	am	(P-19087/90; A-5207)	475.320	n	(P-6343)		
405.170	r	(P-8957/90; A-591)	475.330	n	(P-6343)		
405.180	a,	(P-8518)	475.340	n	(P-6343)		
405.250	n	(P-12389/90; A-2733)	475.350	n	(P-6343)		
416.80	r	(P-6979)	475.360	n	(P-6343)		
417.80	r	(P-6988)	475.370	n	(P-6343)		
418.100	r	(P-6985)	475.380	n	(P-6343)		
419.90	r	(P-6976)	475.390	n	(P-6343)		
421.40	am	(P-19699/90; A-5752)	475.410	n	(P-6343)		
421.80	am	(P-8150)	475.420	n	(P-6343)		
421.100	n	(P-19699/90; A-5752)	475.510	n	(P-6343)		
433.35	am	(P-12393/90; A-2736)	475.520	n	(P-6343)		
438.30	am	(P-5012)	475.530	n	(P-6343)		
438.80	r	(P-6982)	475.540	n	(P-6343)		
438.90	am	(P-5012)	475.550	n	(P-6343)		
440.10	n	(P-8975/90; A-3492)	475.560	n	(P-6343)		
440.20	n	(P-8975/90; A-3492)	475.570	n	(P-6343)		
440.20	am	(P-8152)	475.580	n	(P-6343)		
440.30	n	(P-8975/90; A-3492)	475.590	n	(P-6343)		
440.40	n	(P-8975/90; A-3492)	475.610	n	(P-6343)		
440.50	n	(P-8975/90; A-3492)	475.620	n	(P-6343)		
440.60	n	(P-8975/90; A-3492)	475.630	n	(P-6343)		
440.70	n	(P-8975/90; A-3492)	475.640	n	(P-6343)		
440.80	n	(P-8975/90; A-3492)	475.670	n	(P-6343)		
440.90	n	(P-8975/90; A-3492)	475.720	n	(P-6343)		
440.100	am	(P-8152)	510.10	am	(P-677; A-8848)		
440.110	n	(P-8975/90; A-3492)	510.20	am	(P-677; A-8848)		
440.120	n	(P-8975/90; A-3492)	510.40	am	(P-677; A-8848)		
440.130	n	(P-8975/90; A-3492)	510.50	am	(P-677; A-8848)		
440.140	am	(P-8152)	510.60	am	(P-677; A-8848)		
440.150	n	(P-8975/90; A-3492)	510.70	am	(P-677; A-8848)		

VOL. 15, ISSUE #27		ILLINOIS REGISTER		SECTIONS AFFECTED INDEX		JULY 5, 1991		
TITLE 14 (CONT'D)								
520.800	r	(P-13060/90; A-8683)	640.200	n	(P-13391/90; A-7558)			
520.810	r	(P-13060/90; A-8683)	640.210	n	(P-13391/90; A-7558)			
520.820	r	(P-13060/90; A-8683)	640.220	n	(P-13391/90; A-7558)			
520.830	r	(P-13060/90; A-8683)	640.230	n	(P-13391/90; A-7558)			
520.900	am	(P-9787)	640.240	n	(P-13391/90; A-7558)			
520.910	am	(P-13060/90; A-8683)	640.250	n	(P-13391/90; A-7558)			
520.930	am	(P-9787)	640.260	n	(P-13391/90; A-7558)			
520.1010	am	(P-13060/90; A-8683)	640.270	n	(P-13391/90; A-7558)			
520.1100	n	(P-9787)	640.280	n	(P-13391/90; A-7558)			
520.1110	n	(P-9787)	640.290	n	(P-13391/90; A-7558)			
520.1120	n	(P-9787)	640.300	n	(P-13391/90; A-7558)			
520.1130	n	(P-9787)	640.310	n	(P-13391/90; A-7558)			
520.1140	n	(P-9787)	640.320	n	(P-13391/90; A-7558)			
540.110	n	(P-11022/90; A-973)	640.340	n	(P-13391/90; A-7558)			
540.120	n	(P-11022/90; A-973)	640.350	n	(P-13391/90; A-7558)			
540.130	n	(P-11022/90; A-973)	1220.100	n	(P-8747)			
540.140	n	(P-11022/90; A-973)	1220.110	n	(P-8747)			
540.150	n	(P-11022/90; A-973)	1220.120	n	(P-8747)			
540.160	n	(P-11022/90; A-973)	1220.130	n	(P-8747)			
540.170	n	(P-11022/90; A-973)	1220.140	n	(P-8747)			
540.180	n	(P-11022/90; A-973)	1220.150	n	(P-8747)			
540.190	am	(P-11022/90; A-973)	1220.160	n	(P-8747)			
545.315	am	(P-3620)	1220.200	n	(P-8747)			
545.320	am	(P-3620)	1220.210	n	(P-8747)			
545.325	am	(P-3620)	1220.220	n	(P-8747)			
545.330	am	(P-3620)	1220.230	n	(P-8747)			
545.335	am	(P-3620)	1220.240	n	(P-8747)			
545.340	am	(P-3620)	1220.250	n	(P-8747)			
545.350	am	(P-3620)	1220.300	n	(P-8747)			
545.355	am	(P-3620)	1220.310	n	(P-8747)			
545.360	am	(P-3620)	1220.320	n	(P-8747)			
550.20	am	(P-8782/90; A-1798)	1220.330	n	(P-8747)			
550.30	am	(P-8782/90; A-1798)	1220.400	n	(P-8747)			
550.35	am	(P-8782/90; A-1798)	1220.410	n	(P-8747)			
550.40	am	(P-8782/90; A-1798)	1220.500	n	(P-8747)			
550.50	am	(P-8782/90; A-1798)	1220.510	n	(P-8747)			
570.10	am	(P-4528; A-9902)	1220.520	n	(P-8747)			
570.20	am	(P-4528; A-9902)						
570.25	am	(P-4528; A-9902)						
570.30	am	(P-4528; A-9902)	TITLE 17					
570.40	am	(P-4528; A-9902)	115.30	am	(P-3365; A-9948)			
570.50	am	(P-4528; A-9902)	220.20	am	(P-16182/90; A-1495)			
570.60	am	(P-4528; A-9902)	220.30	am	(P-16182/90; A-1495)			
570.70	am	(P-4528; A-9902)	220.40	am	(P-16182/90; A-1495)			
640.5	n	(P-13391/90; A-7558)	220.50	am	(P-16182/90; A-1495)		(P-92331)	
640.10	n	(P-13391/90; A-7558)	220.60	am	(P-16182/90; A-1495)			
640.20	n	(P-13391/90; A-7558)	220.70	am	(P-16182/90; A-1495)			
640.30	n	(P-13391/90; A-7558)	510.10	am	(P-4829; A-9966)			
640.40	n	(P-13391/90; A-7558)	515.10	am	(P-18397/90; A-4149)			
640.50	n	(P-13391/90; A-7558)	525.20	n	(P-18397/90; A-4149)			
640.60	n	(P-13391/90; A-7558)	525.30	n	(P-18397/90; A-4149)			
640.70	n	(P-13391/90; A-7558)	525.40	n	(P-18397/90; A-4149)			
640.80	n	(P-13391/90; A-7558)	525 Ex. A	n	(P-18397/90; A-4149)			
640.90	n	(P-13391/90; A-7558)	530.20	am	(P-4805; A-9924)			
640.100	n	(P-13391/90; A-7558)	530.80	am	(P-4805; A-9924)			
640.110	n	(P-13391/90; A-7558)	530.90	am	(P-4805; A-9924)			
640.120	n	(P-13391/90; A-7558)	530.100	am	(P-4805; A-9924)			
640.130	n	(P-13391/90; A-7558)	530.105	am	(P-4805; A-9924)			
640.140	n	(P-13391/90; A-7558)	530.110	am	(P-4805; A-9924)			
640.150	n	(P-13391/90; A-7558)	530.120	am	(P-4805; A-9924)			
640.160	n	(P-13391/90; A-7558)	550.10	am	(P-6823)			
640.170	n	(P-13391/90; A-7558)	550.20	am	(P-6823)			
640.180	n	(P-13391/90; A-7558)	550.30	am	(P-6823)			
640.190	n	(P-13391/90; A-7558)	570.20	am	(P-6811)			



ILLINOIS REGISTER  
SECTIONS AFFECTED INDEX  
JULY 5, 1991

VOL. 15, ISSUE #27

TITLE 17 (CONT'D)

570.30	am	(P-6811)	810.30	r	(P-18905/90; A-4699)
570.40	am	(P-6811)	810.35	n	(P-18905/90; A-4699)
590.10	am	(P-7809)	810.37	n	(P-18905/90; A-4699)
590.20	am	(P-7809)	810.40	r	(P-18905/90; A-4699)
590.25	am	(P-7809)	810.45	n	(P-18905/90; A-4699)
590.30	am	(P-7809)	810.45	am	(P-18905/90; A-4699)
590.40	am	(P-7809)	810.50	am	(P-18905/90; A-4699)
590.50	am	(P-7809)	810.70	am	(P-18905/90; A-4699)
590.60	am	(P-7809)	830.05	n	(P-2057; RC-8314; A-8544)
590.65	am	(P-7809)	830.20	am	(P-2057; RC-8314; A-8544)
650.10	am	(P-4853; A-10038)	830.60	am	(P-2057; RC-8314; A-8544)
650.20	am	(P-4853; A-10038)	830.70	am	(P-2057; RC-8314; A-8544)
650.22	am	(P-4853; A-10038)	830.80	am	(P-2057; RC-8314; A-8544)
650.23	am	(P-4853; A-10038)	830.90	am	(P-2057; RC-8314; A-8544)
650.30	am	(P-4853; A-10038)	950.40	am	(P-6807)
650.40	am	(P-4853; A-10038)	950.50	am	(P-6807)
650.60	am	(P-4853; A-10038)	1070.20	am	(P-7855)
660.10	n	(P-19123/90; A-4777)	1535.10	n	(P-20117/90; A-5219)
660.20	n	(P-19123/90; A-4777)	1590.50	am	(P-16174/90; A-32)
660.20	am	(P-6851)	1590.80	am	(P-16174/90; A-32)
660.21	n	(P-19123/90; A-4777)	1590.90	am	(P-16174/90; A-32)
660.21	am	(P-6851)	2520.50	am	(P-725; A-7653)
660.21	am	(P-6851)	2530.10	am	(P-3655; A-9973)
660.25	n	(P-19123/90; A-4777)	2530.15	n	(P-3655; A-9973)
660.25	am	(P-6851)	3035.10	am	(P-18365/90; A-4117)
660.30	n	(P-19123/90; A-4777)	3035.30	am	(P-18365/90; A-4117)
660.30	am	(P-6851)	3035.40	am	(P-18365/90; A-4117)
660.40	n	(P-19123/90; A-4777)	3035.50	am	(P-18365/90; A-4117)
660.40	am	(P-6851)	3035.60	am	(P-18365/90; A-4117)
660.45	n	(P-6851)	3035.70	am	(P-18365/90; A-4117)
660.50	n	(P-19123/90; A-4777)	3040.40	am	(P-18365/90; A-4117)
660.60	n	(P-4836; A-10021)	3040.40	am	(P-18365/90; A-4117)
670.10	am	(P-4836; A-10021)	3040.40	am	(P-18365/90; A-4117)
670.20	am	(P-4836; A-10021)	3040.40	am	(P-18365/90; A-4117)
670.30	am	(P-4836; A-10021)	3040.40	am	(P-18365/90; A-4117)
670.40	am	(P-4836; A-10021)	3040.40	am	(P-18365/90; A-4117)
670.60	am	(P-4836; A-10021)	4160.10	n	(P-18365/90; A-4117)
680.10	n	(P-8107)	4160.20	n	(P-18365/90; A-4117)
680.20	n	(P-8107)	4160.30	n	(P-18365/90; A-4117)
680.30	n	(P-8107)	4160.40	n	(P-18365/90; A-4117)
680.40	n	(P-8107)	4160.50	n	(P-18365/90; A-4117)
680.50	n	(P-8107)	4160.60	n	(P-18365/90; A-4117)
680.60	n	(P-8107)	4160.70	n	(P-18365/90; A-4117)
680.70	n	(P-8107)	4160.80	n	(P-18365/90; A-4117)
690.20	am	(P-4214; A-10012)	4160.90	n	(P-18365/90; A-4117)
710.10	am	(P-18409/90; A-4161)	4160.100	n	(P-18365/90; A-4117)
710.20	am	(P-18409/90; A-4161)	4160.110	n	(P-18365/90; A-4117)
710.30	am	(P-18409/90; A-4161)	4160.120	n	(P-18365/90; A-4117)
710.50	am	(P-18409/90; A-4161)	4160.130	n	(P-18365/90; A-4117)
710.60	am	(P-18409/90; A-4161)	4160.140	n	(P-18365/90; A-4117)
715.10	am	(P-6842)	4160.160	n	(P-18365/90; A-4117)
715.20	am	(P-6842)	4160.170	n	(P-18365/90; A-4117)
715.30	am	(P-6842)	4160.180	n	(P-18365/90; A-4117)
715.40	am	(P-6842)	4160.190	n	(P-18365/90; A-4117)
720.10	am	(P-6836)	4160.20	n	(P-18365/90; A-4117)
720.30	am	(P-6836)	4160.21	n	(P-18365/90; A-4117)
720.40	am	(P-6836)	4160.22	n	(P-18365/90; A-4117)
730.10	am	(P-4200; A-9951)	4160.23	n	(P-18365/90; A-4117)
730.20	am	(P-4200; A-9951)	4160.24	n	(P-18365/90; A-4117)
730.30	am	(P-4200; A-9951)	4160.25	n	(P-18365/90; A-4117)
740.10	am	(P-4222; A-10057)	4160.26	n	(P-18365/90; A-4117)
740.20	am	(P-4222; A-10057)	4160.27	n	(P-18365/90; A-4117)

SAL-4

ILLINOIS REGISTER  
SECTIONS AFFECTED INDEX  
JULY 5, 1991

VOL. 15, ISSUE #27

TITLE 20 (CONT'D)

TITLE 20 (CONTD)		
405.55	n	(P-1; A-5642)
405.60	am	(P-1; A-5642)
405.70	am	(P-1; A-5642)
415.15	am	(P-15228/90; A-988)
415.20	am	(P-15228/90; A-988)
415.30	am	(P-15228/90; A-988)
415.70	n	(P-15228/90; O-21107/90; R-1168; A-988)
460.10	am	(P-18421/90; A-3479)
460.12	am	(P-18421/90; A-3479)
460.15	am	(P-18421/90; A-3479)
460.20	am	(P-18421/90; A-3479)
460.30	am	(P-18421/90; A-3479)
460.40	am	(P-18421/90; A-3479)
460.50	am	(P-18421/90; A-3479)
460.60	am	(P-18421/90; A-3479)
460.70	am	(P-18421/90; A-3479)
460.80	am	(P-18421/90; A-3479)
460.90	am	(P-18421/90; A-3479)
502.20	am	(P-5935)
701.270	am	(P-7861)
1215.10	n	(P-12398/90; A-1107)
1215.20	n	(P-12398/90; A-1107)
1215.30	n	(P-12398/90; A-1107)
1215.40	n	(P-12398/90; A-1107)
1215.50	n	(P-12398/90; A-1107)
1225.10	n	(P-16847/90; A-5886)
1225.20	n	(P-16847/90; A-5886)
1225.30	n	(P-16847/90; A-5886)
1225.40	n	(P-16847/90; A-5886)
1225.50	n	(P-16847/90; A-5886)
1560.10	n	(P-8800/90; A-7034)
1560.20	n	(P-8800/90; A-7034)
1560.30	n	(P-8800/90; A-7034)
1560.40	n	(P-8800/90; A-7034)
1560.50	n	(P-8800/90; A-7034)
1720.30	am	(P-16198/90; A-999)
1720.40	am	(P-16198/90; A-999)
1800.10	n	(E-8702)
1800.20	n	(E-8702)
1800.30	n	(E-8702)
TITLE 23		
1.245	n	(P-6931/90; O-21110/90; M-2877; A-2692)
54.310	am	(P-9237)
54.320	am	(P-9237)
54.330	am	(P-9237)
54.340	am	(P-9237)
54.350	am	(P-9237)
54.410	am	(P-9237)
54.420	am	(P-9237)
54.430	am	(P-9237)
54.440	am	(P-9237)
54.450	am	(P-9237)
226.40	am	(P-11068/90; A-40)
226.520	am	(P-11068/90; A-40)
226.525	am	(P-11068/90; A-40)
226.552	am	(P-11068/90; A-40)
226.555	am	(P-11068/90; A-40)
226.560	am	(P-11068/90; A-40)
226.605	am	(P-11068/90; A-40)
226.612	r	(P-11068/90; A-40)



VOL. 15, ISSUE #27

ILLINOIS REGISTER

SECTIONS AFFECTED INDEX

JULY 5, 1991

TITLE 32 (CONT'D)

370.30	r	(P-11653/90; RC-8316)	218.109	n	(P-3675)
370.40	r	(P-11653/90; RC-8316)	218.110	n	(P-3675)
401.20	am	(P-1390; A-7054)	218.111	n	(P-3675)
401.30	am	(P-1390; A-7054)	218.112	n	(P-3675)
401.40	am	(P-1390; A-7054)	218.121	n	(P-3675)
401.50	am	(P-1390; A-7054)	218.122	n	(P-3675)
401.60	am	(P-1390; A-7054)	218.123	n	(P-3675)
401.70	am	(P-1390; A-7054)	218.124	n	(P-3675)
401.80	am	(P-1390; A-7054)	218.125	n	(P-3675)
401.90	am	(P-1390; A-7054)	218.126	n	(P-3675)
401.100	am	(P-1390; A-7054)	218.141	n	(P-3675)
401.110	am	(P-1390; A-7054)	218.142	n	(P-3675)
401.130	am	(P-1390; A-7054)	218.143	n	(P-3675)
401.140	am	(P-1390; A-7054)	218.144	n	(P-3675)
401.150	am	(P-1390; A-7054)	218.181	n	(P-3675)
401.160	am	(P-1390; A-7054)	218.182	n	(P-3675)
401.170	am	(P-1390; A-7054)	218.183	n	(P-3675)
401.180	am	(P-1390; A-7054)	218.184	n	(P-3675)
401.190	am	(P-1390; A-7054)	218.185	n	(P-3675)
401.200	am	(P-1390; A-7054)	218.186	n	(P-3675)
401.210	am	(P-1390; A-7054)	218.204	n	(P-3675)
401.220	am	(P-1390; A-7054)	218.205	n	(P-3675)
401.230	am	(P-1390; A-7054)	218.206	n	(P-3675)
401.240	am	(P-1390; A-7054)	218.207	n	(P-3675)
401.250	am	(P-1390; A-7054)	218.208	n	(P-3675)
401.260	am	(P-1390; A-7054)	218.209	n	(P-3675)
401.270	am	(P-1390; A-7054)	218.210	n	(P-3675)
401.280	am	(P-1390; A-7054)	218.211	n	(P-3675)
401.290	am	(P-1390; A-7054)	218.301	n	(P-3675)
401.300	am	(P-1390; A-7054)	218.302	n	(P-3675)
401.310	am	(P-1390; A-7054)	218.303	n	(P-3675)
401.320	am	(P-1390; A-7054)	218.304	n	(P-3675)
401.330	am	(P-1390; A-7054)	218.401	n	(P-3675)
401.340	am	(P-1390; A-7054)	218.402	n	(P-3675)
401.350	am	(P-1390; A-7054)	218.403	n	(P-3675)
401.360	am	(P-1390; A-7054)	218.404	n	(P-3675)
401.370	am	(P-1390; A-7054)	218.405	n	(P-3675)
401.380	am	(P-1390; A-7054)	218.421	n	(P-3675)
401.390	am	(P-1390; A-7054)	218.422	n	(P-3675)
401.400	am	(P-1390; A-7054)	218.423	n	(P-3675)
401.410	am	(P-1390; A-7054)	218.424	n	(P-3675)
401.420	am	(P-1390; A-7054)	218.425	n	(P-3675)
401.430	am	(P-1390; A-7054)	218.426	n	(P-3675)
401.440	am	(P-1390; A-7054)	218.427	n	(P-3675)
401.450	am	(P-1390; A-7054)	218.428	n	(P-3675)
401.460	am	(P-1390; A-7054)	218.429	n	(P-3675)
401.470	am	(P-1390; A-7054)	218.430	n	(P-3675)
401.480	am	(P-1390; A-7054)	218.431	n	(P-3675)
401.490	am	(P-1390; A-7054)	218.441	n	(P-3675)
401.500	am	(P-1390; A-7054)	218.442	n	(P-3675)
401.510	am	(P-1390; A-7054)	218.443	n	(P-3675)
401.520	am	(P-1390; A-7054)	218.444	n	(P-3675)
401.530	am	(P-1390; A-7054)	218.445	n	(P-3675)
401.540	am	(P-1390; A-7054)	218.446	n	(P-3675)
401.550	am	(P-1390; A-7054)	218.447	n	(P-3675)
401.560	am	(P-1390; A-7054)	218.448	n	(P-3675)
401.570	am	(P-1390; A-7054)	218.449	n	(P-3675)
401.580	am	(P-1390; A-7054)	218.450	n	(P-3675)
401.590	am	(P-1390; A-7054)	218.451	n	(P-3675)
401.600	am	(P-1390; A-7054)	218.452	n	(P-3675)
401.610	am	(P-1390; A-7054)	218.453	n	(P-3675)
401.620	am	(P-1390; A-7054)	218.461	n	(P-3675)
401.630	am	(P-1390; A-7054)	218.462	n	(P-3675)
401.640	am	(P-1390; A-7054)	218.463	n	(P-3675)
401.650	am	(P-1390; A-7054)	218.464	n	(P-3675)

VOL. 15, ISSUE #27

ILLINOIS REGISTER

SECTIONS AFFECTED INDEX

JULY 5, 1991

TITLE 35 (CONT'D)

218.465	n	(P-3675)	218.948	n	(P-3675)
218.466	n	(P-3675)	218.960	n	(P-3675)
218.480	n	(P-3675)	218.963	n	(P-3675)
218.481	n	(P-3675)	218.966	n	(P-3675)
218.482	n	(P-3675)	218.967	n	(P-3675)
218.483	n	(P-3675)	218.968	n	(P-3675)
218.484	n	(P-3675)	218.980	n	(P-3675)
218.485	n	(P-3675)	218.983	n	(P-3675)
218.486	n	(P-3675)	218.986	n	(P-3675)
218.487	n	(P-3675)	218.987	n	(P-3675)
218.488	n	(P-3675)	218.988	n	(P-3675)
218.489	n	(P-3675)	218.990	n	(P-3675)
218.521	n	(P-3675)	218.991	n	(P-3675)
218.525	n	(P-3675)	218.Ap. A	n	(P-3675)
218.526	n	(P-3675)	218.Ap. B	n	(P-3675)
218.527	n	(P-3675)	218.Ap. C	n	(P-3675)
218.541	n	(P-3675)	218.Ap. D	n	(P-3675)
218.561	n	(P-3675)	219.100	n	(P-3892)
218.562	n	(P-3675)	219.101	n	(P-3892)
218.563	n	(P-3675)	219.102	n	(P-3892)
218.581	n	(P-3675)	219.103	n	(P-3892)
218.582	n	(P-3675)	219.104	n	(P-3892)
218.583	n	(P-3675)	219.105	n	(P-3892)
218.584	n	(P-3675)	219.106	n	(P-3892)
218.585	n	(P-3675)	219.107	n	(P-3892)
218.601	n	(P-3675)	219.108	n	(P-3892)
218.602	n	(P-3675)	219.109	n	(P-3892)
218.603	n	(P-3675)	219.110	n	(P-3892)
218.604	n	(P-3675)	219.111	n	(P-3892)
218.605	n	(P-3675)	219.112	n	(P-3892)
218.606	n	(P-3675)	219.121	n	(P-3892)
218.607	n	(P-3675)	219.122	n	(P-3892)
218.608	n	(P-3675)	219.123	n	(P-3892)
218.609	n	(P-3675)	219.124	n	(P-3892)
218.610	n	(P-3675)	219.125	n	(P-3892)
218.611	n	(P-3675)	219.126	n	(P-3892)
218.612	n	(P-3675)	219.127	n	(P-3892)
218.613	n	(P-3675)	219.128	n	(P-3892)
218.620	n	(P-3675)	219.141	n	(P-3892)
218.621	n	(P-3675)	219.142	n	(P-3892)
218.623	n	(P-3675)	219.143	n	(P-3892)
218.624	n	(P-3675)	219.144	n	(P-3892)
218.625	n	(P-3675)	219.181	n	(P-3892)
218.626	n	(P-3675)	219.182	n	(P-3892)
218.628	n	(P-3675)	219.183	n	(P-3892)
218.630	n	(P-3675)	219.184	n	(P-3892)
218.636	n	(P-3675)	219.185	n	(P-3392)
218.637	n	(P-3675)	219.186	n	(P-3892)
218.875	n	(P-3675)	219.204	n	(P-3892)
218.877	n	(P-3675)	219.205	n	(P-3892)
218.879	n	(P-3675)	219.206	n	(P-3892)
218.881	n	(P-3675)	219.207	n	(P-3892)
218.883	n	(P-3675)	219.208	n	(P-3892)
218.886	n	(P-3675)	219.209	n	(P-3892)
218.920	n	(P-3675)	219.210	n	(P-3892)
218.923	n	(P-3675)	219.211	n	(P-3892)
218.926	n	(P-3675)	219.301	n	(P-3892)
218.927	n	(P-3675)	219.302	n	(P-3892)
218.928	n	(P-3675)	219.303	n	(P-3892)
218.940	n	(P-3675)	219.304	n	(P-3892)
218.943	n	(P-3675)	219.401	n	(P-3892)
218.946	n	(P-3675)	219.402	n	(P-3892)
218.947	n	(P-3675)	219.403	n	(P-3892)
	n	(P-3675)	219.404	n	(P-3892)

TITLE 35 (CONT'D)

230.270	r	(P-741)	231.Ap.B	r	(P-730)
230.280	r	(P-741)	231.Ap.C	n	(P-730)
230.290	r	(P-741)	304.211	n	(P-9700/90; A-241)
230.300	r	(P-741)	501.102	am	(P-3141; A-10075)
230.310	r	(P-741)	501.200	n	(P-3141; A-10075)
230.320	r	(P-741)	501.246	n	(P-3141; A-10075)
230.330	r	(P-741)	501.248	n	(P-3141; A-10075)
230.340	r	(P-741)	501.274	n	(P-3141; A-10075)
230.350	r	(P-741)	501.317	n	(P-3141; A-10075)
230.360	r	(P-741)	501.330	am	(P-3141; A-10075)
230.370	r	(P-741)	501.342	n	(P-3141; A-10075)
230.371	r	(P-741)	501.356	n	(P-3141; A-10075)
230.380	r	(P-741)	501.372	n	(P-3141; A-10075)
230.390	r	(P-741)	501.402	am	(P-3141; A-10075)
230.400	r	(P-741)	501.404	am	(P-3141; A-10075)
230.410	r	(P-741)	501.405	am	(P-3141; A-10075)
230.430	r	(P-741)	601.105	am	(P-9829)
230.440	r	(P-741)	611.325	am	(P-17154/90; A-1562)
230.470	r	(P-741)	611.521	am	(P-17154/90; A-1562)
230.480	r	(P-741)	616.101	n	(P-9836)
230.490	r	(P-741)	616.102	n	(P-9836)
230.500	r	(P-741)	616.104	n	(P-9836)
230.520	r	(P-741)	616.105	n	(P-9836)
230.530	r	(P-741)	616.201	n	(P-9836)
230.540	r	(P-741)	616.202	n	(P-9836)
230.550	r	(P-741)	616.203	n	(P-9836)
230.560	r	(P-741)	616.204	n	(P-9836)
230.570	r	(P-741)	616.205	n	(P-9836)
230.580	r	(P-741)	616.206	n	(P-9836)
230.590	r	(P-741)	616.207	n	(P-9836)
230.600	r	(P-741)	616.208	n	(P-9836)
230.680	r	(P-741)	616.209	n	(P-9836)
230.690	r	(P-741)	616.210	n	(P-9836)
230.700	r	(P-741)	616.211	n	(P-9836)
230.720	r	(P-741)	616.301	n	(P-9836)
230.730	r	(P-741)	616.302	n	(P-9836)
230.740	r	(P-741)	616.302	n	(P-9836)
230.780	r	(P-741)	616.304	n	(P-9836)
230.Tb.A	r	(P-741)	616.305	n	(P-9836)
230.Tb.B	r	(P-741)	616.306	n	(P-9836)
230.Ap.A	r	(P-741)	616.307	n	(P-9836)
230.Ap.B	r	(P-741)	616.401	n	(P-9836)
230.Ap.C	r	(P-741)	616.402	n	(P-9836)
230.Ap.F	r	(P-741)	616.421	n	(P-9836)
231.110	r	(P-730)	616.422	n	(P-9836)
231.120	r	(P-730)	616.423	n	(P-9836)
231.122	r	(P-730)	616.424	n	(P-9836)
231.130	r	(P-730)	616.425	n	(P-9836)
231.140	r	(P-730)	616.441	n	(P-9836)
231.150	r	(P-730)	616.442	n	(P-9836)
231.160	r	(P-730)	616.443	n	(P-9836)
231.180	r	(P-730)	616.444	n	(P-9836)
231.190	r	(P-730)	616.445	n	(P-9836)
231.200	r	(P-730)	616.446	n	(P-9836)
231.210	r	(P-730)	616.447	n	(P-9836)
231.230	r	(P-730)	616.461	n	(P-9836)
231.240	r	(P-730)	616.462	n	(P-9836)
231.250	r	(P-730)	616.463	n	(P-9836)
231.320	r	(P-730)	616.464	n	(P-9836)
231.330	r	(P-730)	616.501	n	(P-9836)
231.340	r	(P-730)	616.502	n	(P-9836)
231.350	r	(P-730)	616.502	n	(P-9836)
231.360	r	(P-730)	616.601	n	(P-9836)
231.370	r	(P-730)	616.602	n	(P-9836)
231.Ap.A	r	(P-730)	616.603	n	(P-9836)

TITLE 35 (CONT'D)

219.611	n	(P-3892)	219.611	n	(P-3892)
219.612	n	(P-3892)	219.612	n	(P-3892)
219.613	n	(P-3892)	219.613	n	(P-3892)
219.620	n	(P-3892)	219.620	n	(P-3892)
219.621	n	(P-3892)	219.621	n	(P-3892)
219.623	n	(P-3892)	219.623	n	(P-3892)
219.624	n	(P-3892)	219.624	n	(P-3892)
219.625	n	(P-3892)	219.625	n	(P-3892)
219.626	n	(P-3892)	219.626	n	(P-3892)
219.628	n	(P-3892)	219.628	n	(P-3892)
219.630	n	(P-3892)	219.630	n	(P-3892)
219.636	n	(P-3892)	219.636	n	(P-3892)
219.637	n	(P-3892)	219.637	n	(P-3892)
219.875	n	(P-3892)	219.875	n	(P-3892)
219.877	n	(P-3892)	219.877	n	(P-3892)
219.879	n	(P-3892)	219.879	n	(P-3892)
219.881	n	(P-3892)	219.881	n	(P-3892)
219.883	n	(P-3892)	219.883	n	(P-3892)
219.886	n	(P-3892)	219.886	n	(P-3892)
219.920	n	(P-3892)	219.920	n	(P-3892)
219.923	n	(P-3892)	219.923	n	(P-3892)
219.926	n	(P-3892)	219.926	n	(P-3892)
219.927	n	(P-3892)	219.927	n	(P-3892)
219.928	n	(P-3892)	219.928	n	(P-3892)
219.940	n	(P-3892)	219.940	n	(P-3892)
219.943	n	(P-3892)	219.943	n	(P-3892)
219.946	n	(P-3892)	219.946	n	(P-3892)
219.947	n	(P-3892)	219.947	n	(P-3892)
219.948	n	(P-3892)	219.948	n	(P-3892)
219.960	n	(P-3892)	219.960	n	(P-3892)
219.963	n	(P-3892)	219.963	n	(P-3892)
219.966	n	(P-3892)	219.966	n	(P-3892)
219.967	n	(P-3892)	219.967	n	(P-3892)
219.968	n	(P-3892)	219.968	n	(P-3892)
219.980	n	(P-3892)	219.980	n	(P-3892)
219.983	n	(P-3892)	219.983	n	(P-3892)
219.986	n	(P-3892)	219.986	n	(P-3892)
219.987	n	(P-3892)	219.987	n	(P-3892)
219.988	n	(P-3892)	219.988	n	(P-3892)
219.990	n	(P-3892)	219.990	n	(P-3892)
219.991	n	(P-3892)	219.991	n	(P-3892)
219.Ap. A	n	(P-3892)	219.Ap. A	n	(P-3892)
219.Ap. B	n	(P-3892)	219.Ap. B	n	(P-3892)
219.Ap. C	n	(P-3892)	219.Ap. C	n	(P-3892)
219.Ap. D	n	(P-3892)	219.Ap. D	n	(P-3892)
230.110	n	(P-741)	230.110	n	(P-741)
230.140	r	(P-741)	230.140	r	(P-741)
230.141	r	(P-741)	230.141	r	(P-741)
230.142	r	(P-741)	230.142	r	(P-741)
230.150	r	(P-741)	230.150	r	(P-741)
230.160	r	(P-741)	230.160	r	(P-741)
230.170	r	(P-741)	230.170	r	(P-741)
230.180	r	(P-741)	230.180	r	(P-741)
230.190	r	(P-741)	230.190	r	(P-741)
230.200	r	(P-741)	230.200	r	(P-741)
230.210	r	(P-741)	230.210	r	(P-741)
230.211	r	(P-741)	230.211	r	(P-741)
230.212	r	(P-741)	230.212	r	(P-741)
230.220	r	(P-741)	230.220	r	(P-741)
230.230	r	(P-741)	230.230	r	(P-741)
230.240	r	(P-741)	230.240	r	(P-741)
230.241	r	(P-741)	230.241	r	(P-741)
230.250	r	(P-741)	230.250	r	(P-741)
230.260	r	(P-741)	230.260	r	(P-741)

ILLINOIS REGISTER			JULY 5, 1991		VOL. 15, ISSUE #27		SECTIONS AFFECTED INDEX	
TITLE 35 (CONT'D)		721.120		(P-2075; A-9332) (P-13925/90; A-7934)		am		
616.604	(P-9836)		721.121	(P-2075; A-9332)		725.329	am	
616.605	(P-9836)	n	721.121	(P-2075; A-9332)		725.356	am	
616.621	(P-9836)	n	721.122	(P-2075; A-9332)		725.381	am	
616.622	(P-9836)	n		(P-2075; A-9332)		725.412	am	
616.623	(P-9836)	n		(P-2075; A-9332)		725.416	am	
616.624	(P-9836)	n	721.123	(P-2075; A-9332)		725.540	am	
616.625	(P-9836)	n	721.124	(P-2075; A-9332)		725.541	n	
616.626	(P-9836)	n	721.131	(P-2075; A-9332)		725.542	n	
616.627	(P-9836)	n	721.132	(P-2075; A-9332)		725.543	n	
616.701	(P-9836)	n	721.133	(P-2075; A-9332)		725.544	n	
616.702	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.703	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.704	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.705	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.706	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.707	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.708	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.709	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.710	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.711	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.712	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.713	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.714	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.715	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.716	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.717	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.718	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.719	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.720	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.721	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.722	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.723	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.724	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.725	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.726	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.727	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.728	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.729	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.730	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.731	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.732	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.733	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.734	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.735	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.736	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.737	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.738	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.739	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.740	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.741	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.742	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.743	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.744	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.745	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.746	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.747	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.748	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.749	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.750	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.751	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.752	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.753	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.754	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.755	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.756	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.757	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.758	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.759	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.760	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.761	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.762	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.763	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.764	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.765	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.766	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.767	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.768	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.769	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.770	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.771	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.772	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.773	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.774	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.775	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.776	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.777	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.778	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.779	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.780	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.781	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.782	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.783	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.784	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.785	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.786	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.787	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.788	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.789	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.790	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.791	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.792	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.793	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.794	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.795	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.796	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.797	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.798	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.799	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.800	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.801	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.802	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.803	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.804	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.805	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.806	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.807	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.808	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.809	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.810	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.811	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.812	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.813	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.814	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.815	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.816	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.817	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.818	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.819	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.820	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.821	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.822	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.823	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.824	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.825	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.826	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.827	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.828	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.829	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.830	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.831	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.832	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.833	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.834	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.835	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.836	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.837	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.838	(P-9836)	n	721.135	(P-2075; A-9332)		725.545	n	
616.839	(P-9836)	n	721.135					



TITLE 38 (CONT'D)		
500.330	r	(P-5162)
500.330	n	(P-5179)
500.340	r	(P-5162)
500.340	n	(P-5179)
500.350	r	(P-5162)
500.360	r	(P-5162)
500.370	r	(P-5162)
500.380	r	(P-5162)
500.390	r	(P-5162)
500.400	n	(P-5179)
500.410	n	(P-5179)
500.420	n	(P-5179)
500.430	n	(P-5179)
500.440	n	(P-5179)
500.450	n	(P-5179)
500.460	n	(P-5179)
500.470	n	(P-5179)
500.480	n	(P-5179)
500.490	n	(P-5179)
500.500	n	(P-5179)
500.510	r	(P-5162)
500.510	n	(P-5179)
500.520	n	(P-5179)
500.530	n	(P-5179)
500.530	n	(P-5179)
500.540	n	(P-5179)
500.540	n	(P-5179)
500.550	n	(P-5179)
500.560	n	(P-5179)
500.570	n	(P-5179)
500.580	n	(P-5179)
500.590	n	(P-5179)
500.600	n	(P-5179)
500.610	n	(P-5162)
500.610	n	(P-5179)
500.620	r	(P-5162)
500.620	n	(P-5179)
500.630	r	(P-5162)
500.630	n	(P-5179)
500.640	r	(P-5162)
500.640	n	(P-5179)
500.650	r	(P-5162)
500.650	n	(P-5179)
500.660	n	(P-5179)
500.670	n	(P-5179)
500.680	n	(P-5179)
500.690	n	(P-5179)
500.700	n	(P-5179)
500.710	n	(P-5162)
500.710	n	(P-5179)
500.810	r	(P-5162)
500.820	r	(P-5162)
500.830	r	(P-5162)
500.840	r	(P-5162)
500.850	r	(P-5162)
500.860	r	(P-5162)
500.870	r	(P-5162)
500.880	r	(P-5162)
500.890	r	(P-5162)
500.900	r	(P-5162)
500.1010	n	(P-5162)
1075.100	n	(P-1475890; A-1916)
1075.110	n	(P-1475890; A-1916)
1075.120	n	(P-1475890; A-1916)
1075.130	n	(P-1475890; A-1916)
1075.140	n	(P-1475890; A-1916)
1075.200	n	(P-1475890; A-1916)
1075.300	n	(P-1475890; A-1916)
1075.310	n	(P-1475890; A-1916)
1075.400	n	(P-1475890; A-1916)
1075.410	n	(P-1475890; A-1916)
1075.415	n	(P-1475890; A-1916)
1075.420	n	(P-1475890; A-1916)
1075.430	n	(P-1475890; A-1916)
1075.440	n	(P-1475890; A-1916)
1075.450	n	(P-1475890; A-1916)
1075.455	n	(P-1475890; A-1916)
1075.460	n	(P-1475890; A-1916)
1075.465	n	(P-1475890; A-1916)
1075.470	n	(P-1475890; A-1916)
1075.480	n	(P-1475890; A-1916)
1075.490	n	(P-1475890; A-1916)
1075.500	n	(P-1475890; A-1916)
1075.505	n	(P-1475890; A-1916)
1075.510	n	(P-1475890; A-1916)
1075.515	n	(P-1475890; A-1916)
1075.520	n	(P-1475890; A-1916)
1075.525	n	(P-1475890; A-1916)
1075.530	n	(P-1475890; A-1916)
1075.535	n	(P-1475890; A-1916)
1075.540	n	(P-1475890; A-1916)
1075.545	n	(P-1475890; A-1916)
1075.550	n	(P-1475890; A-1916)
1075.555	n	(P-1475890; A-1916)
1075.560	n	(P-1475890; A-1916)
1075.565	n	(P-1475890; A-1916)
1075.570	n	(P-1475890; A

TITLE 35 (CONT'D)		870.305	am	(P-15667/90; A-9311)
817.415	n	(P-3173)		
817.416	n	(P-3173)		
848.101	n	(P-7763/90; A-7959)		
848.102	n	(P-7763/90; A-7959)		
848.103	n	(P-7763/90; A-7959)		
848.104	n	(P-7763/90; A-7959)		
848.105	n	(P-7763/90; A-7959)		
848.201	n	(P-7763/90; A-7959)		
848.202	n	(P-7763/90; A-7959)		
848.203	n	(P-7763/90; A-7959)		
848.204	n	(P-7763/90; A-7959)		
848.205	n	(P-7763/90; A-7959)		
848.301	n	(P-7763/90; A-7959)		
848.302	n	(P-7763/90; A-7959)		
848.303	n	(P-7763/90; A-7959)		
848.304	n	(P-7763/90; A-7959)		
848.305	n	(P-7763/90; A-7959)		
848.306	n	(P-7763/90; A-7959)		
848.400	n	(P-7763/90; A-7959)		
848.401	n	(P-7763/90; A-7959)		
848.402	n	(P-7763/90; A-7959)		
848.403	n	(P-7763/90; A-7959)		
848.404	n	(P-7763/90; A-7959)		
848.405	n	(P-7763/90; A-7959)		
848.406	n	(P-7763/90; A-7959)		
848.407	n	(P-7763/90; A-7959)		
848.408	n	(P-7763/90; A-7959)		
848.410	n	(P-7763/90; A-7959)		
848.413	n	(P-7763/90; A-7959)		
848.415	n	(P-7763/90; A-7959)		
848.501	n	(P-7763/90; A-7959)		
848.502	n	(P-7763/90; A-7959)		
848.503	n	(P-7763/90; A-7959)		
848.504	n	(P-7763/90; A-7959)		
848.505	n	(P-7763/90; A-7959)		
848.506	n	(P-7763/90; A-7959)		
848.507	n	(P-7763/90; A-7959)		
848.508	n	(P-7763/90; A-7959)		
848.509	n	(P-7763/90; A-7959)		
848.601	n	(P-7763/90; A-7959)		
848.602	n	(P-7763/90; A-7959)		
848.603	n	(P-7763/90; A-7959)		
848.604	n	(P-7763/90; A-7959)		
848.605	n	(P-7763/90; A-7959)		
848.606	n	(P-7763/90; A-7959)		
848.607	n	(P-7763/90; A-7959)		
848.608	n	(P-7763/90; A-7959)		
848.609	n	(P-7763/90; A-7959)		
848.610	n	(P-7763/90; A-7959)		
848.611	n	(P-7763/90; A-7959)		
848.612	n	(P-7763/90; A-7959)		
848.613	n	(P-7763/90; A-7959)		
848.614	n	(P-7763/90; A-7959)		
848.615	n	(P-7763/90; A-7959)		
848.616	n	(P-7763/90; A-7959)		
848.617	n	(P-7763/90; A-7959)		
848.618	n	(P-7763/90; A-7959)		
848.619	n	(P-7763/90; A-7959)		
848.620	n	(P-7763/90; A-7959)		
848.621	n	(P-7763/90; A-7959)		
848.622	n	(P-7763/90; A-7959)		
848.623	n	(P-7763/90; A-7959)		
848.624	n	(P-7763/90; A-7959)		
848.625	n	(P-7763/90; A-7959)		
848.626	n	(P-7763/90; A-7959)		
848.627	n	(P-7763/90; A-7959)		
848.628	n	(P-7763/90; A-7959)		
848.629	n	(P-7763/90; A-7959)		
848.630	n	(P-7763/90; A-7959)		
848.631	n	(P-7763/90; A-7959)		
848.632	n	(P-7763/90; A-7959)		
848.633	n	(P-7763/90; A-7959)		
848.634	n	(P-7763/90; A-7959)		
848.635	n	(P-7763/90; A-7959)		
848.636	n	(P-7763/90; A-7959)		
848.637	n	(P-7763/90; A-7959)		
848.638	n	(P-7763/90; A-7959)		
848.639	n	(P-7763/90; A-7959)		
848.640	n	(P-7763/90; A-7959)		
848.641	n	(P-7763/90; A-7959)		
848.642	n	(P-7763/90; A-7959)		
848.643	n	(P-7763/90; A-7959)		
848.644	n	(P-7763/90; A-7959)		
848.645	n	(P-7763/90; A-7959)		
848.646	n	(P-7763/90; A-7959)		
848.647	n	(P-7763/90; A-7959)		
848.648	n	(P-7763/90; A-7959)		
848.649	n	(P-7763/90; A-7959)		
848.650	n	(P-7763/90; A-7959)		
848.651	n	(P-7763/90; A-7959)		
848.652	n	(P-7763/90; A-7959)		
848.653	n	(P-7763/90; A-7959)		
848.654	n	(P-7763/90; A-7959)		
848.655	n	(P-7763/90; A-7959)		
848.656	n	(P-7763/90; A-7959)		
848.657	n	(P-7763/90; A-7959)		
848.658	n	(P-7763/90; A-7959)		
848.659	n	(P-7763/90; A-7959)		
848.660	n	(P-7763/90; A-7959)		
848.661	n	(P-7763/90; A-7959)		
848.662	n	(P-7763/90; A-7959)		
848.663	n	(P-7763/90; A-7959)		
848.664	n	(P-7763/90; A-7959)		
848.665	n	(P-7763/90; A-7959)		
848.666	n	(P-7763/90; A-7959)		
848.667	n	(P-7763/90; A-7959)		
848.668	n	(P-7763/90; A-7959)		
848.669	n	(P-7763/90; A-7959)		
848.670	n	(P-7763/90; A-7959)		
848.671	n	(P-7763/90; A-7959)		
848.672	n	(P-7763/90; A-7959)		
848.673	n	(P-7763/90; A-7959)		
848.674	n	(P-7763/90; A-7959)		
848.675	n	(P-7763/90; A-7959)		
848.676	n	(P-7763/90; A-7959)		
848.677	n	(P-7763/90; A-7959)		
848.678	n	(P-7763/90; A-7959)		
848.679	n	(P-7763/90; A-7959)		
848.680	n	(P-7763/90; A-7959)		
848.681	n	(P-7763/90; A-7959)		
848.682	n	(P-7763/90; A-7959)		
848.683	n	(P-7763/90; A-7959)		
848.684	n	(P-7763/90; A-7959)		
848.685	n	(P-7763/90; A-7959)		
848.686	n	(P-7763/90; A-7959)		
848.687	n	(P-7763/90; A-7959)		
848.688	n	(P-7763/90; A-7959)		
848.689	n	(P-7763/90; A-7959)		
848.690	n	(P-7763/90; A-7959)		
848.691	n	(P-7763/90; A-7959)		
848.692	n	(P-7763/90; A-7959)		
848.693	n	(P-7763/90; A-7959)		
848.694	n	(P-7763/90; A-7959)		
848.695	n	(P-7763/90; A-7959)		
848.696	n	(P-7763/90; A-7959)		
848.697	n	(P-7763/90; A-7959)		
848.698	n	(P-7763/90; A-7959)		
848.699	n	(P-7763/90; A-7959)		
848.700	n	(P-7763/90; A-7959)		
848.701	n	(P-7763/90; A-7959)		
848.702	n	(P-7763/90; A-7959)		
848.703	n	(P-7763/90; A-7959)		
848.704	n	(P-7763/90; A-7959)		
848.705	n	(P-7763/90; A-7959)		
848.706	n	(P-7763/90; A-7959)		
848.707	n	(P-7763/90; A-7959)		
848.708	n	(P-7763/90; A-7959)		
848.709	n	(P-7763/90; A-7959)		
848.710	n	(P-7763/90; A-7959)		
848.711	n	(P-7763/90; A-7959)		
848.712	n	(P-7763/90; A-7959)		
848.713	n	(P-7763/90; A-7959)		
848.714	n	(P-7763/90; A-7959)		
848.715	n	(P-7763/90; A-7959)		
848.716	n	(P-7763/90; A-7959)		
848.717	n	(P-7763/90; A-7959)		
848.718	n	(P-7763/90; A-7959)		
848.719	n	(P-7763/90; A-7959)		
848.720	n	(P-7763/90; A-7959)		
848.721	n	(P-7763/90; A-7959)		
848.722	n	(P-7763/90; A-7959)		
848.723	n	(P-7763/90; A-7959)		
848.724	n	(P-7763/90; A-7959)		
848.725	n	(P-7763/90; A-7959)		
848.726	n	(P-7763/90; A-7959)		
848.727	n	(P-7763/90; A-7959)		
848.728	n	(P-7763/90; A-7959)		
848.729	n	(P-7763/90; A-7959)		
848.730	n	(P-7763/90; A-7959)		
848.731	n	(P-7763/90; A-7959)		
848.732	n	(P-7763/90; A-7959)		
848.733	n	(P-7763/90; A-7959)		
848.734	n	(P-7763/90; A-7959)		
848.735	n	(P-7763/90; A-7959)		
848.736	n	(P-7763/90; A-7959)		
848.737	n	(P-7763/90; A-7959)		
848.738	n	(P-7763/90; A-7959)		
848.739	n	(P-7763/90; A-7959)		
848.740	n	(P-7763/90; A-7959)		
848.741	n	(P-7763/90; A-7959)		
848.742	n	(P-7763/90; A-7959)		
848.743	n	(P-7763/90; A-7959)		
848.744	n	(P-7763/90; A-7959)		
848.745	n	(P-7763/90; A-7959)		
848.746	n	(P-7763/90; A-7959)		
848.747	n	(P-7763/90; A-7959)		
848.748	n	(P-7763/90; A-7959)		
848.749	n	(P-7763/90; A-7959)		
848.750	n	(P-7763/90; A-7959)		
848.751	n	(P-7763/90; A-7959)		
848.752	n	(P-7763/90; A-7959)		
848.753	n	(P-7763/90; A-7959)		
848.754	n	(P-7763/90; A-7959)		
848.755	n	(P-7763/90; A-7959)		
848.756	n	(P-7763/90; A-7959)		
848.757	n	(P-7763/90; A-7959)		
848.758	n	(P-7763/90; A-7959)		
848.759	n	(P-7763/90; A-7959)		
848.760	n	(P-7763/90; A-7959)		
848.761	n	(P-7763/90; A-7959)		
848.762	n	(P-7763/90; A-7959)		
848.763	n	(P-7763/90; A-7959)		
848.764	n	(P-7763/90; A-7959)		
848.765	n	(P-7763/90; A-7959)		
848.766	n	(P-7763/90; A-7959)		
848.767	n	(P-7763/90; A-7959)		
848.768	n	(P-7763/90; A-7959)		
848.769	n	(P-7763/90; A-7959)		
848.770	n	(P-7763/90; A-7959)		
848.771	n	(P-7763/90; A-7959)		
848.772	n	(P-7763/90; A-7959)		
848.773	n	(P-7763/90; A-7959)		
848.774	n	(P-7763/90; A-7959)		
848.775	n	(P-7763/90; A-7959)		
848.776	n	(P-7763/90; A-7959)		
848.777	n	(P-7763/90; A-7959)		
848.778	n	(P-7763/90; A-7959)		
848.779	n	(P-7763/90; A-7959)		
848.780	n	(P-7763/90; A-7959)		
848.781	n	(P-7763/90; A-7959)		
848.782	n	(P-7763/90; A-7959)		
848.783	n	(P-7763/90; A-7959)		
848.784	n	(P-7763/90; A-7959)		
848.785	n	(P-7763/90; A-7959)		
848.786	n	(P-7763/90; A-7959)		
848.787	n	(P-7763/90; A-7959)		
848.788	n	(P-7763/90; A-7959)		
848.789	n	(P-7763/90; A-7959)		
848.790	n	(P-7763/90; A-7959)		
848.791	n	(P-7763/90; A-7959)		
848.792	n	(P-7763/90; A-7959)		
848.793	n	(P-7763/90; A-7959)		
848.794	n	(P-7763/90; A-7959)		
848.795	n	(P-7763/90; A-7959)		
848.796	n	(P-7763/90; A-7959)		
848.797	n	(P-7763/90; A-7959)		
848.798	n	(P-7763/90; A-7959)		
848.799	n	(P-7763/90; A-7959)		
848.800	n	(P-7763/90; A-7959)		
848.801	n	(P-7763/90; A-7959)		
848.802	n	(P-7763/90; A-7959)		
848.803	n	(P-7763/90; A-7959)		
848.804	n	(P-7763/90; A-7959)		
848.805	n	(P-7763/90; A-7959)		
848.806	n	(P-7763/90; A-7959)		
848.807	n	(P-7763/90; A-7959)		
848.808	n	(P-7763/90; A-7959)		

**ILLINOIS REGISTER**  
**SECTIONS AFFECTED IN**

VOL. 15. ISSUE #27

JULY 5, 1991

## SECTIONS AFFECTED INDEX

TITLE 38 (CONT'D)			TITLE 41 (CONT'D)			TITLE 50		
1075.930	n	(P-14758/90; A-1916)	1075.1290	n	(P-14758/90; A-1916)	(P-5322/90; A-5656)	n	R-3127; A-4410
1075.935	n	(P-14758/90 A-1916)	1075.1295	n	(P-14758/90; A-1916)	(P-5322/90; A-5656)		P-10985/90; O-19076/90;
1075.940	n	(P-14758/90 A-1916)	1075.1300	n	(P-14758/90; A-1916)	250.358	n	R-3127; A-4410
1075.945	n	(P-14758/90; A-1916)	1075.1305	n	(P-14758/90; A-1916)	250.360	n	(P-10985/90; O-19076/90;
1075.950	n	(P-14758/90; A-1916)	1075.1310	n	(P-14758/90; A-1916)	250.370	n	R-3127; A-4410)
1075.955	n	(P-14758/90; A-1916)	1075.1315	n	(P-14758/90; A-1916)	260.10	n	(P-8617)
1075.960	n	(P-14758/90; A-1916)	1075.1320	n	(P-14758/90; A-1916)	260.15	n	(P-9282)
1075.965	n	(P-14758/90 A-1916)	1075.1325	n	(P-14758/90; A-1916)	260.20	n	(P-9282)
1075.965	n	(P-14758/90; A-1916)	1075.1335	n	(P-14758/90; A-1916)	260.25	n	(P-9260)
1075.970	n	(P-14758/90; A-1916)	1075.1400	n	(P-14758/90; A-1916)	260.30	n	(P-9260)
1075.975	n	(P-14758/90; A-1916)	1075.1405	n	(P-14758/90; A-1916)	260.35	n	(P-9260)
1075.980	n	(P-14758/90; A-1916)	1075.1410	n	(P-14758/90; A-1916)	260.40	n	(P-9260)
1075.985	n	(P-14758/90; A-1916)	1075.1415	n	(P-14758/90; A-1916)	260.45	n	(P-9260)
1075.990	n	(P-14758/90; A-1916)	1075.1420	n	(P-14758/90; A-1916)	260.50	n	(P-9260)
1075.995	n	(P-14758/90; A-1916)	1075.1425	n	(P-14758/90; A-1916)	260.55	n	(P-9260)
1075.1000	n	(P-14758/90; A-1916)	1075.1430	n	(P-14758/90; A-1916)	260.60	n	(P-9260)
1075.1005	n	(P-14758/90; A-1916)	1075.1435	n	(P-14758/90; A-1916)	260.65	n	(P-9260)
1075.1010	n	(P-14758/90; A-1916)	1075.1440	n	(P-14758/90; A-1916)	260.70	n	(P-9260)
1075.1015	n	(P-14758/90; A-1916)	1075.1445	n	(P-14758/90; A-1916)	260.75	n	(P-9260)
1075.1020	n	(P-14758/90; A-1916)	1075.1450	n	(P-14758/90; A-1916)	260.80	n	(P-9260)
1075.1025	n	(P-14758/90; A-1916)	1075.1500	n	(P-14758/90; A-1916)	260.85	n	(P-9260)
1075.1030	n	(P-14758/90; A-1916)	1075.1510	n	(P-14758/90; A-1916)	TITLE 44		
1075.1035	n	(P-14758/90; A-1916)	1075.1520	n	(P-14758/90; A-1916)	4000.30	am	(P-6882)
1075.1040	n	(P-14758/90; A-1916)	1075.1530	n	(P-14758/90; A-1916)	4000.60	am	(P-6882)
1075.1045	n	(P-14758/90; A-1916)	1075.1540	n	(P-14758/90; A-1916)	5030.110	am	(P-1203; A-8843)
1075.1050	n	(P-14758/90; A-1916)	1075.1550	n	(P-14758/90; A-1916)	5040.130	am	(P-17403/90; A-7553)
1075.1055	n	(P-14758/90; A-1916)	1075.1600	n	(P-14758/90; A-1916)	5040.350	am	(P-17403/90; A-7553)
1075.1100	n	(P-14758/90; A-1916)	1075.1610	n	(P-14758/90; A-1916)	TITLE 47		
1075.1105	n	(P-14758/90; A-1916)	1075.1620	n	(P-14758/90; A-1916)	100.103	am	(P-15189/90; O-1575; A-3437)
1075.1110	n	(P-14758/90; A-1916)	1075.1630	n	(P-14758/90; A-1916)	100.106	am	(P-15189/90; O-1575; A-3437)
1075.1115	n	(P-14758/90; A-1916)	1075.1640	n	(P-14758/90; A-1916)	100.110	am	(P-15189/90; O-1575; A-3437)
1075.1120	n	(P-14758/90; A-1916)	1075.1650	n	(P-14758/90; A-1916)	100.111	am	(P-15189/90; O-1575; R-3603; A-3437)
1075.1125	n	(P-14758/90; A-1916)	TITLE 41			100.113	am	(P-15189/90; O-1575; R-3603; A-3437)
1075.1130	n	(P-14758/90; A-1916)	170.310	am	(P-12373/90; A-7042)	100.117	r	(P-15189/90; O-1575; A-3437)
1075.1135	n	(P-14758/90; A-1916)	250.10	n	(P-5322/90; A-5656)	100.120	am	(P-15189/90; O-1575; A-3437)
1075.1140	n	(P-14758/90; A-1916)	250.20	n	(P-5322/90; A-5656)	100.Ap. E	am	(P-15189/90; O-1575; A-3437)
1075.1145	n	(P-14758/90; A-1916)	250.25	n	(P-5322/90; A-5656)	100.Ap. F	am	(P-15189/90; O-1575; A-3437)
1075.1150	n	(P-14758/90; A-1916)	250.30	n	(P-5322/90; A-5656)	110.10	am	(P-10985/90; O-19076/90;
1075.1155	n	(P-14758/90; A-1916)	250.35	n	(P-5322/90; A-5656)	110.30	am	R-3127; A-4410)
1075.1160	n	(P-14758/90; A-1916)	250.40	n	(P-5322/90; A-5656)	110.40	am	R-3127; A-4410)
1075.1165	n	(P-14758/90; A-1916)	250.50	n	(P-5322/90; A-5656)	110.50	am	(P-10985/90; O-19076/90;
1075.1170	n	(P-14758/90; A-1916)	250.60	n	(P-5322/90; A-5656)	110.60	am	R-3127; A-4410)
1075.1175	n	(P-14758/90; A-1916)	250.80	n	(P-5322/90; A-5656)	110.70	am	(P-10985/90; O-19076/90;
1075.1180	n	(P-14758/90; A-1916)	250.82	n	(P-5322/90; A-5656)	110.80	am	R-3127; A-4410)
1075.1185	n	(P-14758/90; A-1916)	250.83	n	(P-5322/90; A-5656)	110.90	am	R-3127; A-4410)
1075.1190	n	(P-14758/90; A-1916)	250.85	n	(P-5322/90; A-5656)	110.91	n	(P-10985/90; O-19076/90;
1075.1195	n	(P-14758/90; A-1916)	250.93	n	(P-5322/90; A-5656)	110.92	n	(P-10985/90; O-19076/90;
1075.1200	n	(P-14758/90; A-1916)	250.97	n	(P-5322/90; A-5656)	110.93	n	R-3127; A-4410)
1075.1205	n	(P-14758/90; A-1916)	250.201	n	(P-5322/90; A-5656)	110.100	am	(P-10985/90; O-19076/90;
1075.1210	n	(P-14758/90; A-1916)	250.210	n	(P-5322/90; A-5656)	TITLE 50		
1075.1215	n	(P-14758/90; A-1916)	250.213	n	(P-5322/90; A-5656)	754.Ex.C	am	(P-15238/90; A-4458)
1075.1220	n	(P-14758/90; A-1916)	250.215	n	(P-5322/90; A-5656)	909.50	am	(P-8766)
1075.1225	n	(P-14758/90; A-1916)	250.220	n	(P-5322/90; A-5656)	918.10	r	(P-2899)
1075.1230	n	(P-14758/90; A-1916)	250.220	n	(P-5322/90; A-5656)	918.20	r	(P-2899)
1075.1235	n	(P-14758/90; A-1916)	250.230	n	(P-5322/90; A-5656)	918.30	r	(P-2899)
1075.1240	n	(P-14758/90; A-1916)	250.232	n	(P-5322/90; A-5656)	918.40	r	(P-2899)
1075.1245	n	(P-14758/90 A-1916)	250.233	n	(P-5322/90; A-5656)	918.50	r	(P-2899)
1075.1250	n	(P-14758/90; A-1916)	250.250	n	(P-5322/90; A-5656)	918.60	r	(P-2899)
1075.1255	n	(P-14758/90; A-1916)	250.260	n	(P-5322/90; A-5656)	Il. I	r	(P-2899)
1075.1260	n	(P-14758/90; A-1916)	250.270	n	(P-5322/90; A-5656)	Il. II	r	(P-2899)
1075.1265	n	(P-14758/90; A-1916)	250.301	n	(P-5322/90; A-5656)	Il. III	r	(P-2899)
1075.1270	n	(P-14758/90; A-1916)	250.310	n	(P-5322/90; A-5656)	Il. IV	r	(P-2899)
1075.1275	n	(P-14758/90; A-1916)	250.315	n	(P-5322/90; A-5656)	1407.10	n	(P-17737/90; A-8872)
1075.1280	n	(P-14758/90; A-1916)	250.320	n	(P-5322/90; A-5656)	1407.20	n	(P-17737/90; A-8872)
1075.1285	n	(P-14758/90; A-1916)	250.340	n	(P-5322/90; A-5656)	1407.30	n	(P-17737/90; A-8872)
1075.1290	n	(P-14758/90; A-1916)	250.341	n	(P-5322/90; A-5656)			



## ILLINOIS REGISTER SECTIONS AFFECTED INDEX

VOL. 15, ISSUE #27

**JULY 5, 1991**

## SECTIONS AFFECTED INDEX

JULY 5, 1991

[illegible]



ILLINOIS REGISTER  
SECTIONS AFFECTED INDEX

VOL. 15, ISSUE #27

JULY 5, 1991

## TITLE 62

220.160	am	(P-14277/90; A-1006)	r	(P-8448)
240.10	am	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.200	n	(P-8448)	re	(A-8566)
240.210	n	(P-8448)	re	(A-8566)
240.210	r	(P-8448)	n	(P-8448)
240.220	n	(P-8448)	n	(P-8448)
240.220	r	(P-8448)	re	(A-8566)
240.230	re	(A-8566)	n	(P-8448)
240.230	n	(P-8448)	re	(A-8566)
240.240	n	(P-8448)	n	(P-8448)
240.240	r	(P-8448)	n	(P-8448)
240.250	n	(P-8448)	n	(P-8448)
240.250	re	(A-8566)	n	(P-8448)
240.250	r	(P-8448)	n	(P-8448)
240.255	re	(A-8566)	n	(P-8448)
240.260	n	(P-8448)	n	(P-8448)
240.260	r	(P-8448)	re	(A-8566)
240.270	r	(P-8448)	re	(A-8566)
240.280	r	(P-8448)	re	(A-8566)
240.300	n	(P-8448)	re	(A-8566)
240.305	re	(A-8566)	re	(A-8566)
240.310	re	(A-8566)	re	(A-8566)
240.310	n	(P-8448)	re	(A-8566)
240.320	re	(A-8566)	re	(A-8566)
240.320	n	(P-8448)	re	(A-8566)
240.330	re	(A-8566)	re	(A-8566)
240.330	n	(P-8448)	re	(A-8566)
240.340	re	(A-8566)	re	(A-8566)
240.340	n	(P-8448)	re	(A-8566)
240.350	re	(A-8566)	re	(A-8566)
240.350	n	(P-8448)	re	(A-8566)
240.360	re	(A-8566)	re	(A-8566)
240.360	n	(P-8448)	re	(A-8566)
240.370	re	(A-8566)	re	(A-8566)
240.370	n	(P-8448)	re	(A-8566)
240.380	n	(P-8448)	re	(A-8566)
240.390	n	(P-8448)	re	(A-8566)
240.395	n	(P-8448)	re	(A-8566)
240.410	r	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.410	n	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.420	n	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.420	r	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.430	n	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.430	r	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.440	n	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.450	n	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.460	n	(P-20140/90; W-5110) (P-8448)	re	(A-8566)
240.470	n	(P-20140/90; W-5110)	re	(A-8566)
240.510	r	(P-8448)	re	(A-8566)
240.520	r	(P-8448)	re	(A-8566)
240.600	n	(P-8448)	re	(A-8566)
240.610	n	(P-8448)	re	(A-8566)
240.610	n	(P-8448)	re	(A-8566)
240.620	n	(P-8448)	re	(A-8566)
240.620	r	(P-8448)	re	(A-8566)
240.630	n	(P-8448)	re	(A-8566)
240.630	n	(P-8448)	re	(A-8566)
240.640	n	(P-8448)	re	(A-8566)
240.640	r	(P-8448)	re	(A-8566)
240.650	n	(P-8448)	re	(A-8566)
240.650	r	(P-8448)	re	(A-8566)
240.655	r	(P-8448)	re	(A-8566)
240.655	am	(P-16205/90; A-2706)	am	(P-1235)

SAI-18

ILLINOIS REGISTER  
SECTIONS AFFECTED INDEX

VOL. 15, ISSUE #27

JULY 5, 1991

## TITLE 62 (CONT'D)

1701.Ap. A	am	(P-1242)	1150.90	am	(P-2492)
1702.1	n	(P-1221)	1150.100	am	(P-2492)
1702.5	n	(P-1221)	1150.110	am	(P-2492)
1702.10	n	(P-1221)	1240.16	n	(P-2456/90; A-3051)
1702.11	n	(P-1221)	1240.40	am	(P-2456/90; A-3051)
1702.12	n	(P-1221)	1240.50	am	(P-2456/90; A-3051)
1702.13	n	(P-1221)	1250.110	am	(P-1691; A-8238)
1702.14	n	(P-1221)	1250.120	am	(P-1691; A-8238)
1702.15	n	(P-1221)	1250.130	am	(P-1691; A-8238)
1702.16	n	(P-1221)	1250.135	n	(P-1691; A-8238)
1702.17	n	(P-1221)	1250.140	am	(P-1691; A-8238)
1702.18	n	(P-1221)	1250.150	am	(P-1691; A-8238)
1761.11	am	(P-1212)	1250.155	n	(P-1691; A-8238)
1761.12	am	(P-1212)	1250.160	am	(P-1691; A-8238)
1772.11	am	(P-1347)	1250.170	am	(P-1691; A-8238)
1772.14	am	(P-1347)	1250.190	r	(P-1691; A-8238)
1773.5	am	(P-1352)	1250.200	am	(P-1691; A-8238)
1773.11	am	(P-1352)	1250.205	am	(P-1691; A-8238)
1773.15	am	(P-1352)	1250.210	am	(P-1691; A-8238)
1773.17	am	(P-1352)	1250.220	am	(P-1691; A-8238)
1773.19	am	(P-3393)	1270.5	n	(P-7378/90; A-5258)
1774.13	am	(P-1363)	1275.10	am	(P-7378/90; A-5258)
1778.14	am	(P-1342)	1275.10	n	(P-3218; A-10091) (E-3324)
1780.16	am	(P-1374)	1275.13	n	(P-7378/90; A-5258)
1780.37	am	(P-1374)	1275.15	am	(P-7378/90; A-5258)
1780.39	am	(P-1374)	1275.20	n	(P-3218; A-10091) (E-3324)
1784.21	am	(P-1382)	1275.20	am	(P-7378/90; A-5258)
1784.24	am	(P-1382)	1275.30	n	(P-3218; A-10091) (E-3324)
1784.30	n	(P-1382)	1275.35	nb	(P-7378/90; A-5258)
1816.49	am	(P-1266)	1275.40	am	(P-3218; A-10091)
1816.68	am	(P-1266)	1275.40	n	(P-7378/90; A-5258)
1816.84	am	(P-1266)	1275.45	am	(P-7378/90; A-5258)
1816.111	am	(P-1266)	1275.45	n	(P-7378/90; A-5258)
1816.116	am	(P-1266)	1275.50	n	(P-3218; A-10091)
1816.117	am	(P-1266)	1275.50	am	(P-7378/90; A-5258)
1816.150	am	(P-1266)	1275.60	n	(P-3218; A-10091) (E-3324)
1816.151	n	(P-1266)	1275.60	am	(P-7378/90; A-5258)
1816.Ap.A	am	(P-1266)	1275.70	n	(P-3218; A-10091)
1817.49	am	(P-1314)	1275.90	n	(P-3218; A-10091)
1817.68	am	(P-1314)	1285.20	am	(P-6888)
1817.84	am	(P-1314)	1285.40	am	(P-6888)
1817.116	am	(P-1314)	1285.50	am	(P-6888)
1817.117	am	(P-1314)	1285.60	am	(P-6888)
1817.150	am	(P-1314)	1285.70	am	(P-6888)
1817.151	n	(P-1314)	1285.80	am	(P-6888)
1823.14	am	(P-1368)	1285.90	am	(P-6888)
1823.15	am	(P-1368)	1285.95	am	(P-6888) (E-7785)
2501.7	am	(P-141; A-6513)	1285.120	am	(P-6888)
2501.10	am	(P-141; A-6513)	1300.30	am	(P-2519; A-8573) (E-2855)
2501.13	am	(P-141; A-6513)	1340.40	am	(P-17432/90; A-5254)
2501.16	am	(P-141; A-6513)	1380.210	am	(P-7346/90; A-247)
2501.19	am	(P-141; A-6513)	1380.220	am	(P-7346/90; A-247)
2501.25	am	(P-141; A-6513)	1380.230	am	(P-7346/90; A-247)
2501.25	am	(P-141; A-6513)	1380.240	am	(P-7346/90; A-247)
1150.20	am	(P-2492)	1380.250	am	(P-7346/90; A-247)
1150.30	am	(P-2492)	1380.260	am	(P-7346/90; A-247)
1150.40	am	(P-2492)	1380.270	am	(P-7346/90; A-247)
1150.50	am	(P-2492)	1380.280	am	(P-7346/90; A-247)
1150.50	am	(P-2492)	1380.285	n	(P-7346/90; A-247)
1150.60	am	(P-2492)	1380.290	am	(P-7346/90; A-247)
1150.65	am	(P-2492)	1380.300	am	(P-7346/90; A-247)
1150.70	am	(P-2492)	1380.310	am	(P-7346/90; A-247)
1150.80	am	(P-2492)	1380.320	am	(P-7346/90; A-247)

SAI-19

TITLE 68 (CONT'D)		TITLE 77 (CONT'D)	
1380.Ap.A	am	390.3220	am
1480.10	r	390.3240	am
1480.20	r	390.3260	am
1480.30	r	430.5	am
1480.40	r	430.5	am
1480.45	#	430.20	am
1480.50	r	430.30	am
1480.110	n	430.35	am
1480.120	n	430.60	am
1480.130	n	430.60	am
1480.140	n	430.60	am
1480.150	n	430.60	am
1480.160	n	430.60	am
1480.170	n	430.60	am
1480.180	n	430.60	am
1480.190	n	430.60	am
1480.200	n	430.60	am
1480.210	n	430.60	am
1480.220	#	430.60	am
1480.230	am	430.60	am
1500.25	am	430.60	am
1500.35	am	430.60	am
1500.45	am	430.60	am

245.40	am	390.3220	am
245.50	am	390.3240	am
245.60	am	390.3260	am
245.80	n	430.5	am
245.90	n	430.5	am
245.100	n	430.20	am
245.110	n	430.30	am
245.120	n	430.35	am
245.130	n	430.60	am
245.140	n	430.60	am
245.150	n	430.60	am
245.160	n	430.60	am
245.170	n	430.60	am
245.180	n	430.60	am
245.190	n	430.60	am
245.200	n	430.60	am
245.210	n	430.60	am
245.220	n	430.60	am
245.230	n	430.60	am
245.240	n	430.60	am
245.250	n	430.60	am
245.260	n	430.60	am
245.270	n	430.60	am
245.280	n	430.60	am
245.290	n	430.60	am
245.300	n	430.60	am
245.310	n	430.60	am
245.320	n	430.60	am
245.330	n	430.60	am
245.340	n	430.60	am
245.350	n	430.60	am
245.360	n	430.60	am
245.370	n	430.60	am
245.380	n	430.60	am
245.390	n	430.60	am
245.400	n	430.60	am
245.410	n	430.60	am
245.420	n	430.60	am
245.430	n	430.60	am
245.440	n	430.60	am
245.450	n	430.60	am
245.460	n	430.60	am
245.470	n	430.60	am
245.480	n	430.60	am
245.490	n	430.60	am
245.500	n	430.60	am
245.510	n	430.60	am
245.520	n	430.60	am
245.530	n	430.60	am
245.540	n	430.60	am
245.550	n	430.60	am
245.560	n	430.60	am
245.570	n	430.60	am
245.580	n	430.60	am
245.590	n	430.60	am
245.600	n	430.60	am
245.610	n	430.60	am
245.620	n	430.60	am
245.630	n	430.60	am
245.640	n	430.60	am
245.650	n	430.60	am
245.660	n	430.60	am
245.670	n	430.60	am
245.680	n	430.60	am
245.690	n	430.60	am
245.700	n	430.60	am
245.710	n	430.60	am
245.720	n	430.60	am
245.730	n	430.60	am
245.740	n	430.60	am
245.750	n	430.60	am
245.760	n	430.60	am
245.770	n	430.60	am
245.780	n	430.60	am
245.790	n	430.60	am
245.800	n	430.60	am
245.810	n	430.60	am
245.820	n	430.60	am
245.830	n	430.60	am
245.840	n	430.60	am
245.850	n	430.60	am
245.860	n	430.60	am
245.870	n	430.60	am
245.880	n	430.60	am
245.890	n	430.60	am
245.900	n	430.60	am
245.910	n	430.60	am
245.920	n	430.60	am
245.930	n	430.60	am
245.940	n	430.60	am
245.950	n	430.60	am
245.960	n	430.60	am
245.970	n	430.60	am
245.980	n	430.60	am
245.990	n	430.60	am
246.000	n	430.60	am



TITLE 77 (CONT'D)		TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
790.4384 am	(P-18457/90; A-6566)	920.90 am	(P-6460)	2030.1140 r	(P-9153)
790.4384 am	(P-18457/90; A-6566)	920.100 am	(P-6460)	2030.1140 n	(P-9083)
790.4420 am	(P-3417; E-3537)	920.110 am	(P-6460)	2030.1150 n	(P-9083)
790.4495 n	(P-3417; E-3537)	920.120 am	(P-6460)	2030.1160 n	(P-9083)
790.4580 am	(P-3417; E-3537)	920.130 am	(P-6460)	2030.1205 r	(P-9153)
790.4660 am	(P-3417; E-3537)	920.170 am	(P-6460)	2030.1205 n	(P-9083)
790.4720 am	(P-18457/90; A-6566)	920.180 am	(P-6460)	2030.1210 r	(P-9153)
790.4725 am	(P-18457/90; A-6566)	920.7b. A	(P-6460)	2030.1210 n	(P-9083)
790.4728 am	(P-18457/90; A-6566)	920.7b. B	(P-6460)	2030.1215 n	(P-9153)
790.4740 am	(P-3417; E-3537)	920.1l. H	(P-6498)	2030.1215 n	(P-9083)
790.5030 n	(P-18457/90; A-6566)	925.10 am	(P-6498)	2030.1220 r	(P-9153)
790.5220 am	(P-3417; E-3537)	925.15 am	(P-6498)	2030.1220 n	(P-9083)
790.5300 am	(P-18457/90; A-6566)	925.20 am	(P-6498)	2030.1225 r	(P-9153)
790.5312 am	(P-3417; E-3537)	925.30 am	(P-6498)	2030.1225 n	(P-9083)
790.5320 am	(P-18457/90; A-6566)	925.40 am	(P-6498)	2030.1230 r	(P-9153)
790.5320 am	(P-3417; E-3537)	925.50 am	(P-6498)	2030.1230 n	(P-9083)
790.5420 am	(P-3417; E-3537)	925.5l. A	(P-6498)	2030.1235 r	(P-9153)
790.6300 am	(P-3417; E-3537)	1130.420 am	(E-4787, O-8319) (P-6100)	2030.1240 r	(P-9153)
790.5483 am	(P-3417; E-3537)	1130.420 n	(P-428; A-9731)	2030.1240 n	(P-9083)
790.5660 am	(P-3417; E-3537)	1130.4p. A	(P-9153)	2030.1245 r	(P-9153)
790.5820 am	(P-3417; E-3537)	2030.10 am	(P-9153)	2030.1245 n	(P-9083)
790.5830 am	(P-3417; E-3537)	2030.10 n	(P-9083)	2030.1250 r	(P-9153)
790.5900 am	(P-3417; E-3537)	2030.10 n	(P-9153)	2030.1250 n	(P-9083)
790.5924 am	(P-3417; E-3537)	2030.20 n	(P-9083)	2030.1255 r	(P-9153)
790.6300 am	(P-3417; E-3537)	2030.20 n	(P-9153)	2030.1255 n	(P-9083)
790.6430 am	(P-18457/90; A-6566)	2030.30 n	(P-9083)	2030.1260 r	(P-9153)
790.6505 n	(P-3417; E-3537)	2030.30 n	(P-9083)	2030.1265 r	(P-9153)
790.6875 am	(P-3417; E-3537)	2030.40 n	(P-9153)	2030.1265 n	(P-9083)
790.6960 am	(P-3417; E-3537)	2030.40 n	(P-9083)	2030.1265 n	(P-9153)
790.7120 am	(P-3417; E-3537)	2030.50 r	(P-9153)	2030.1270 r	(P-9153)
790.7160 am	(P-18457/90; A-6566)	2030.100 n	(P-9083)	2030.1310 r	(P-9153)
790.7221 n	(P-3417; E-3537)	2030.105 n	(P-9083)	2030.1320 r	(P-9153)
790.7245 n	(P-3417; E-3537)	2030.105 n	(P-9083)	2030.1320 n	(P-9083)
790.7245 n	(P-18457/90; A-6566)	2030.110 n	(P-9153)	2030.1320 n	(P-9153)
790.7280 am	(P-3417; E-3537)	2030.110 n	(P-9083)	2030.1330 r	(P-9153)
790.7278 am	(P-3417; E-3537)	2030.110 n	(P-9083)	2030.1340 r	(P-9153)
790.7280 am	(P-3417; E-3537)	2030.115 n	(P-9083)	2030.1340 r	(P-9153)
790.7740 am	(P-3417; E-3537)	2030.120 n	(P-9153)	2030.1350 r	(P-9153)
790.7740 am	(P-3417; E-3537)	2030.120 n	(P-9083)	2031.10 r	(P-9149)
790.7820 am	(P-3417; E-3537)	2030.130 n	(P-9153)	2032.10 r	(P-9218)
790.8015 am	(P-3417; E-3537)	2030.130 n	(P-9083)	2032.15 r	(P-9218)
790.8015 am	(P-18457/90; A-6566)	2030.130 n	(P-9083)	2032.20 r	(P-9218)
790.8020 am	(P-3417; E-3537)	2030.140 n	(P-9083)	2032.25 r	(P-9218)
790.8290 am	(P-3417; E-3537)	2030.150 n	(P-9083)	2032.30 r	(P-9218)
790.8500 am	(P-3417; E-3537)	2030.160 n	(P-9153)	2032.35 r	(P-9218)
790.8580 am	(P-3417; E-3537)	2030.210 n	(P-9153)	2032.40 r	(P-9218)
790.8620 am	(P-3417; E-3537)	2030.210 n	(P-9083)	2032.45 r	(P-9218)
790.9048 am	(P-18457/90; A-6566)	2030.220 n	(P-9153)	2032.50 r	(P-9218)
790.9056 am	(P-3417; E-3537)	2030.220 n	(P-9083)	2032.55 r	(P-9218)
790.9220 am	(P-3417; E-3537)	2030.230 n	(P-9153)	2032.55 r	(P-9218)
790.9420 am	(P-3417; E-3537)	2030.230 n	(P-9083)	2032.60 r	(P-9218)
790.9420 am	(P-3417; E-3537)	2030.310 n	(P-9153)	2032.60 r	(P-6457/90; A-2597) (P-8337) (P-8337)
790.9460 am	(P-3417; E-3537)	2030.310 n	(P-9083)	2058.110 am	(P-6457/90; A-2597) (P-8337)
790.9500 am	(P-3417; E-3537)	2030.310 n	(P-9153)	2058.115 am	(P-8337)
790.9580 am	(P-3417; E-3537)	2030.320 r	(P-9083)	2058.120 am	(P-6457/90; A-2597)
895.10 am	(P-5005)	2030.320 n	(P-9153)	2058.125 am	(P-6457/90; A-2597)
895.20 am	(P-5005)	2030.330 n	(P-9153)	2058.130 am	(P-8337)
895.30 am	(P-5005)	2030.330 n	(P-9083)	2058.135 r	(P-8337)
895.40 am	(P-5005)	2030.340 n	(P-9153)	2058.200 am	(P-8337)
895.50 am	(P-5005)	2030.340 n	(P-9083)	2058.205 am	(P-8337)
920.10 am	(P-6460)	2030.350 r	(P-9153)	2058.220 am	(P-8337)
920.15 am	(P-6460)	2030.350 n	(P-9083)	2058.220 am	(P-6457/90; A-2597) (P-8337)
920.20 am	(P-6460)	2030.360 n	(P-9083)	2058.230 am	(P-6457/90; A-2597)
920.30 am	(P-6460)	2030.410 n	(P-9153)	2058.235 am	(P-6457/90; A-2597)
920.30 am	(P-6460)	2030.410 n	(P-9083)	2058.303 r	(P-8337)
920.40 am	(P-6460)	2030.410 n	(P-9153)	2058.306 am	(P-6457/90; A-2597) (P-8337)
920.50 am	(P-6460)	2030.420 n	(P-9083)	2058.309 am	(P-6457/90; A-2597) (P-8337)
920.60 am	(P-6460)	2030.420 n	(P-9153)	2058.312 am	(P-6457/90; A-2597) (P-8337)
920.70 am	(P-6460)	2030.430 n	(P-9153)	2058.312 am	(P-6457/90; A-2597) (P-8337)
920.80 am	(P-6460)	2030.430 n	(P-9083)	2058.315 am	(P-6457/90; A-2597) (P-8337)



TITLE 77 (CONT'D)

2058.318	am	(P-6457/90; A-2597) (P-8337)	310.320	am	(P-4497)	(P-14657/90; A-3296)
2058.319	n	(P-6457/90; A-2597)	310.230	am	(P-5147)	(P-5147)
2058.321	am	(P-6457/90; A-2597) (P-8337)	310.450	am	(P-6364)	(P-6364)
2058.324	am	(P-8337)	310.490	am	(P-5147)	(P-5147)
2058.327	am	(P-6457/90; A-2597) (P-8337)	310.530	am	(P-5147)	(P-5147)
2058.330	am	(P-6457/90; A-2597) (P-8337)	310.540	am	(PP-663) (P-14657/90; A-3296)	(P-14657/90; A-3296)
2058.333	am	(P-6457/90; A-2597) (P-8337)	310.540	am	(PP-663) (P-14657/90; A-3296)	(P-14657/90; A-3296)
2058.336	am	(P-6457/90; A-2597) (P-8337)	Tb. A	am	(P-4497; W-5920) (PP-5465)	(P-4497; W-5920) (PP-5465)
2058.342	am	(P-6457/90; A-2597) (P-8337)	Tb. B	am	(P-4497; W-5920) (PP-5465)	(P-4497; W-5920) (PP-5465)
2058.343	n	(P-6457/90; A-2597)	Tb. C	am	(P-4497)	(P-4497)
2058.343	am	(P-8337)	Tb. D	am	(P-14657/90; A-3296) (P-4497)	(P-14657/90; A-3296) (P-4497)
2058.348	am	(P-6457/90; A-2597) (P-8337)	Tb. E	am	(P-14657/90; A-3296) (P-4497)	(P-14657/90; A-3296) (P-4497)
2058.351	am	(P-8337)	Tb. F	am	(P-14657/90; A-3296) (P-4497)	(P-14657/90; A-3296) (P-4497)
2058.354	am	(P-6457/90; A-2597) (P-8337)	Tb. J	am	(P-4497)	(P-4497)
2058.357	am	(P-8337)	Tb. P	am	(PP-663) (P-4497) (PP-5100)	(PP-663) (P-4497) (PP-5100)
2058.360	am	(P-8337)	Tb. U	am	(P-4497)	(P-4497)
2058.363	am	(P-8337)	310.310	am	(P-15186/90; A-4401) (P-5147)	(P-15186/90; A-4401) (P-5147)
2058.366	am	(P-6457/90; A-2597) (P-8337)	310.310	am	(P-5147)	(P-5147)
2058.369	am	(P-8337)	1540.330	am	(P-18712/90; A-7379)	(P-18712/90; A-7379)
2058.372	am	(P-8337)				
2058.374	am	(P-8337)				
2058.376	am	(P-8337)				
2058.378	am	(P-8337)				
2058.380	am	(P-8337)				
2058.382	am	(P-8337)				
2058.384	am	(P-8337)				
2058.386	am	(P-8337)				
2058.388	am	(P-8337)				
2058.390	am	(P-8337)				
2058.392	am	(P-8337)				
2058.394	am	(P-8337)				
2058.396	am	(P-8337)				
2058.400	am	(P-6457/90; A-2597)				
2058.405	am	(P-6457/90; A-2597)				
2058.410	am	(P-6457/90; A-2597) (P-8337)				
2058.600	am	(P-6457/90; A-2597) (P-8337)				
2058.602	am	(P-8337)				
2058.603	am	(P-8337)				
2058.630	am	(P-8337)				
2058.700	am	(P-8337)				
2058.705	am	(P-8337)				
2058.805	am	(P-6457/90; A-2597)				
2058.900	am	(P-6457/90; A-2597)				
2058.905	am	(P-6457/90; A-2597)				
2090.10	am	(P-9785) (E-10222)				
2090.20	am	(P-9785) (E-10222)				
2090.30	am	(P-9785) (E-10222)				
2090.40	am	(P-9785) (E-10222)				
2090.50	am	(P-9785) (E-10222)				
2530.30	am	(P-17428/90; A-1821)				

TITLE 80

150.430	am	(P-5200)	310.404	am	(P-5200)
303.102	am	(P-4801) (E-5076)	310.405	am	(P-4801) (E-5076)
303.125	am	(P-17399/90; A-5214)	310.406	am	(P-17399/90; A-5214)
303.290	am	(P-4801) (E-5076)	310.407	am	(P-4801) (E-5076)
303.380	n	(P-4801) (E-5076)	310.408	am	(P-4801) (E-5076)
310.30	am	(P-4497)	310.409	am	(P-4497)
310.40	am	(P-4497)	310.410	am	(P-4497)
310.100	am	(P-6364)	310.415	am	(P-6364)
310.230	am	(P-6364)	310.420	am	(P-6364)
310.280	am	(P-4497)	310.425	am	(P-4497)
310.290	am	(P-4497)			

TITLE 83 (CONT'D)

730.430	n	(P-1627)	757.10	r	(RC-5111)
730.435	n	(P-1627)	757.15	r	(P-4803) (E-5082)
730.440	n	(P-1627)	757.100	r	(P-4803) (E-5082)
730.445	n	(P-1627)	757.105	r	(P-4803) (E-5082)
730.450	n	(P-1627)	757.110	r	(P-4803) (E-5082)
730.500	n	(P-1627)	757.115	r	(P-4803) (E-5082)
730.501	r	(P-1627)	757.120	r	(P-4803) (E-5082)
730.502	r	(P-1627)	757.200	r	(P-4803) (E-5082)
730.503	r	(P-1627)	757.205	r	(P-4803) (E-5082)
730.504	r	(P-1627)	757.300	r	(P-4803) (E-5082)
730.505	n	(P-1627)	757.310	r	(P-4803) (E-5082)
730.505	r	(P-1627)	757.320	r	(P-4803) (E-5082)
730.506	r	(P-1627)	757.330	r	(P-4803) (E-5082)
730.507	r	(P-1627)	757.340	r	(P-4803) (E-5082)
730.508	r	(P-1627)	757.350	r	(P-4803) (E-5082)
730.509	r	(P-1627)	757.400	r	(P-4803) (E-5082)
730.510	n	(P-1627)	757.410	r	(P-4803) (E-5082)
730.511	r	(P-1627)	757.5x.A	r	(P-4803) (E-5082)
730.515	n	(P-1627)	757.5x.B	r	(P-4803) (E-5082)
730.520	n	(P-1627)	757.5x.C	r	(P-4803) (E-5082)
730.525	n	(P-1627)	757.5x.D	r	(P-4803) (E-5082)
730.530	n	(P-1627)	780.5	n	(P-13100/90; A-5062)
730.535	n	(P-1627)	780.10	n	(P-13100/90; A-5062)
730.535	n	(P-1627)	780.20	n	(P-13100/90; A-5062)
730.540	n	(P-1627)	780.30	n	(P-13100/90; A-5062)
730.600	n	(P-1627)			
730.601	r	(P-1627)			
730.602	r	(P-1627)			
730.603	r	(P-1627)			
730.604	r	(P-1627)			
730.605	n	(P-1627)			
730.605	r	(P-1627)			
730.606	r	(P-1627)			
730.607	r	(P-1627)			
730.608	r	(P-1627)			
730.609	r	(P-1627)			
730.610	r	(P-1627)			
730.611	r	(P-1627)			
730.700	n	(P-1627)			
730.701	r	(P-1627)			
730.702	r	(P-1627)			
730.703	r	(P-1627)			
730.705	n	(P-1627)			
730.710	n	(P-1627)			
730.715	n	(P-1627)			
730.720	n	(P-1627)			
730.725	n	(P-1627)			
730.801	r	(P-1627)			
730.802	r	(P-1627)			
730.803	r	(P-1627)			
730.804	r	(P-1627)			
730.805	r	(P-1627)			
755.10	am	(P-19109/90; A-5624)	130.405	am	(P-19109/90; A-5624)
755.25	am	(P-19109/90; A-5624)	130.415	am	(P-19109/90; A-5624)
755.105	am	(P-19109/90; A-5624)	130.425	am	(P-19109/90; A-5624)
755.110	am	(P-19109/90; A-5624)	130.435	am	(P-19109/90; A-5624)
755.115	am	(P-19109/90; A-5624)	130.440	am	(P-19109/90; A-5624)
755.200	am	(P-19109/90; A-5624)	130.501	am	(P-19109/90; A-5624)
755.205	am	(P-19109/90; A-5624)	130.502	am	(P-19109/90; A-5624)
755.210	am	(P-19109/90; A-5624)	130.510	am	(P-19109/90; A-5624)
755.405	am	(P-19109/90; A-5624)	130.530	am	(P-19109/90; A-5624)
756.125	am	(P-18675/90; A-5618)	130.535	am	(P-18675/90; A-5618)
756.220	am	(P-18675/90; A-5618)	130.540	am	(P-18675/90; A-5618)

TITLE 86

110.160	am	(P-14321/90; A-3522)	130.101	am	(P-20194/90; A-6621)
130.101	am	(P-20194/90; A-6621)	130.120	am	(P-20194/90; A-6621)
130.210	am	(P-20194/90; A-6621)	130.305	am	(P-20194/90; A-6621)
130.320	am	(P-20194/90; A-6621)	130.321	n	(P-20194/90; A-6621)
130.325	am	(P-20194/90; A-6621)	130.330	am	(P-20194/90; A-6621)
130.335	am	(P-20194/90; A-6621)	130.335	am	(P-20194/90; A-6621)
130.345	am	(P-20194/90; A-6621)	130.350	am	(P-20194/90; A-6621)
130.401	am	(P-20194/90; A-6621)	130.401	am	(P-20194/90; A-6621)
130.405	am	(P-20194/90; A-6621)	130.415	am	(P-20194/90; A-6621)
130.425	am	(P-20194/90; A-6621)	130.435	am	(P-20194/90; A-6621)
130.440	am	(P-20194/90; A-6621)	130.440	am	(P-20194/90; A-6621)
130.501	am	(P-20194/90; A-6621)	130.501	am	(P-20194/90; A-6621)
130.502	n	(P-20194/90; A-6621)	130.510	am	(P-20194/90; A-6621)
130.530	am	(P-20194/90; A-6621)	130.530	am	(P-20194/90; A-6621)
130.535	am	(P-20194/90; A-6621)	130.540	am	(P-20194/90; A-6621)
130.605	am	(P-20194/90; A-6621)	130.605	am	(P-20194/90; A-6621)
130.701	am	(P-20194/90; A-6621)	130.701	am	(P-20194/90; A-6621)
130.905	am	(P-5021) (P-20194/90; A-6621)	130.905	am	(P-5021) (P-20194/90; A-6621)
130.910	am	(P-20194/90; A-6621)	130.910	am	(P-20194/90; A-6621)
130.1401	am	(P-20194/90; A-6621)	130.1401	am	(P-20194/90; A-6621)
130.1405	am	(P-20194/90; A-6621)	130.1410	r	(P-20194/90; A-6621)
130.1415	am	(P-20194/90; A-6621)	130.1415	am	(P-20194/90; A-6621)
130.1420	r	(P-20194/90; A-6621)	130.1420	r	(P-20194/90; A-6621)
130.1501	am	(P-20194/90; A-6621)	130.1501	am	(P-20194/90; A-6621)

ILLINOIS REGISTER			ILLINOIS REGISTER		
SECTIONS AFFECTED INDEX			SECTIONS AFFECTED INDEX		
VOL. 15, ISSUE #27	JULY 5, 1991		VOL. 15, ISSUE #27	JULY 5, 1991	
TITLE 86 (CONT'D)			TITLE 86 (CONT'D)		
130.1505	am	(P-20194/90; A-6621)	3000.210	n	(P-433)
130.1701	am	(P-20194/90; A-6621)	3000.220	n	(P-433)
130.1920	am	(P-20194/90; A-6621)	3000.230	n	(P-433)
130.1930	am	(P-20194/90; A-6621)	3000.240	n	(P-433)
130.1950	am	(P-20194/90; A-6621)	3000.250	n	(P-433)
130.1951	am	(P-20194/90; A-6621)	3000.260	n	(P-433)
130.1955	am	(P-20194/90; A-6621)	3000.400	n	(P-433)
130.1970	am	(P-20194/90; A-6621)	3000.410	n	(P-433)
130.1980	am	(P-20194/90; A-6621)	3000.500	n	(P-433)
130.1990	am	(P-20194/90; A-6621)	TITLE 89		
130.2005	am	(P-20194/90; A-6621)	102.70	am	(P-409; A-7202)
130.2007	am	(P-20194/90; A-6621)	102.81	am	(P-409; A-7202)
130.2008	n	(P-20194/90; A-6621)	104.45	am	(P-18705/90; A-5320)
130.2010	am	(P-20194/90; A-6621)	104.50	am	(P-15; A-6557)
130.2035	am	(P-20194/90; A-6621)	104.272	am	(P-15; A-6557)
130.2040	am	(P-20194/90; A-6621)	104.304	am	(P-15; A-6557)
130.2055	am	(P-20194/90; A-6621)	104.330	am	(P-15; A-6557)
130.2060	am	(P-20194/90; A-6621)	111.101	am	(P-1762/90; A-1029)
130.2075	am	(P-20194/90; A-6621)	112.9	am	(P-371; A-5684)
130.2080	am	(P-20194/90; A-6621)	112.64	am	(P-19568/90; A-5275)
130.2085	am	(P-20194/90; A-6621)	112.70	am	(P-2521)
130.2090	am	(P-20194/90; A-6621)	112.74	am	(P-2521)
130.2105	am	(P-20194/90; A-6621)	112.78	am	(P-2521)
130.2115	am	(P-20194/90; A-6621)	112.79	am	(P-2521)
130.2140	am	(P-20194/90; A-6621)	112.80	am	(P-2521)
130.2145	am	(P-20194/90; A-6621)	112.82	am	(P-2521) (E-2862)
130.2150	am	(P-20194/90; A-6621)	112.101	am	(P-8785)
130.2165	am	(P-20194/90; A-6621)	112.110	am	(P-5502)
130.2166	am	(P-20194/90; A-6621)	112.130	am	(P-8785)
130.211. A	n	(P-20194/90; A-6621)	112.151	am	(P-5502)
140.101	am	(P-19779/90; A-5834)	112.340	am	(P-157; A-5275) (E-338)
140.301	am	(P-17916/90; A-5834)	113.9	am	(P-384; A-5698)
150.101	am	(P-19804/90; A-5861)	113.125	am	(P-6913)
150.105	am	(P-19804/90; A-5861)	113.141	am	(P-19581/90; A-5291)
150.135	am	(P-19804/90; A-5861)	113.141	am	(P-804; A-7104) (E-1111; O-5125) (P-7444)
150.201	am	(P-19804/90; A-5861)	113.155	am	(P-15701/90; A-2777)
150.405	am	(P-19804/90; A-5861)	113.251	am	(P-1715; A-7104)
150.710	am	(P-19804/90; A-5861)	113.253	am	(P-5517)
150.725	am	(P-19804/90; A-5861)	113.260	am	(P-394; A-5710)
150.905	am	(P-19804/90; A-5861)	113.260	am	(P-1715; A-7104)
150.1101	am	(P-19804/90; A-5861)	113.261	am	(P-5517)
150.1310	am	(P-19804/90; A-5861)	113.303	am	(P-15701/90; A-2777)
150.1401	am	(P-19804/90; A-5861)	114.9	am	(P-394; A-5710)
150.1405	am	(P-19804/90; A-5861)	114.210	am	(P-5539)
160.101	am	(P-19788/90; A-5845)	114.251	am	(P-5539)
160.105	am	(P-19788/90; A-5845)	114.402	am	(P-15712/90; A-288)
160.115	am	(P-19788/90; A-5845)	117.90	n	(P-6435)
160.135	am	(P-19788/90; A-5845)	118.200	am	(P-8681) (E-8708)
160.150	am	(P-19788/90; A-5845)	120.11	am	(P-5551)
160.155	am	(P-19788/90; A-5845)	120.12	n	(P-6089)
200.115	am	(P-14754/90; A-3518)	120.31	am	(P-5551)
220.101	am	(P-19706/90; A-5783)	120.60	am	(P-5551)
220.105	am	(P-19706/90; A-5783)	120.61	am	(P-159; A-5302) (E-348)
220.110	am	(P-19706/90; A-5783)	120.64	am	(P-8642)
220.115	am	(P-19706/90; A-5783)	120.65	am	(P-5551)
220.120	am	(P-19706/90; A-5783)	120.72	n	(P-2908; A-10101)
220.125	am	(P-19706/90; A-5783)	120.74	am	(P-159; A-5302) (E-348)
230.101	am	(P-19717/90; A-5796)	120.208	am	(P-5551)
230.110	am	(P-19717/90; A-5796)	120.235	am	(P-5551)
230.115	am	(P-19717/90; A-5796)	120.281	am	(P-5551)
230.120	am	(P-19717/90; A-5796)	120.319	am	(P-833)
230.125	am	(P-19717/90; A-5796)	120.320	am	(P-833)
230.125	am	(P-19717/90; A-5796)	120.321	am	(P-833)

SAL-27



TITLE 89 (CONT'D)				TITLE 89 (CONT'D)			
120.322	am	(P-833)	141.680	am	(P-831; A-7117) (E-1121)	147.7b.F	n
120.323	am	(P-833)	141.760	am	(P-831; A-7117) (E-1121)	147.7b.G	n
120.329	am	(P-833)	141.1125	am	(P-831; A-7117) (E-1121)	147.7b.H	n
120.330	am	(P-6937)	141.1200	am	(P-831; A-7117) (E-1121)	147.7b.I	n
120.335	am	(P-5551)	141.1240	am	(P-831; A-7117) (E-1121)	149.150	am
120.386	am	(P-159; A-5302) (E-348)	141.1520	am	(P-831; A-7117) (E-1121)	160.5	am
		(P-7468)	141.1840	am	(P-831; A-7117) (E-1121)	160.10	am
120.390	am	(P-5551)	141.1880	am	(P-831; A-7117) (E-1121)	160.20	am
120.391	am	(P-5551)	141.2040	am	(P-831; A-7117) (E-1121)	160.70	am
121.31	am	(P-5525)	141.2400	am	(P-831; A-7117) (E-1121)	240.1665	am
121.58	am	(P-5525)	141.2520	am	(P-831; A-7117) (E-1121)	300.20	am
121.63	am	(P-6922)	141.2640	am	(P-831; A-7117) (E-1121)	300.30	am
121.91	am	(P-6922)	141.2920	am	(P-831; A-7117) (E-1121)	335.100	am
130.400	n	(P-8114)	141.3320	am	(P-831; A-7117) (E-1121)	335.102	am
130.500	n	(P-8114)	141.3560	am	(P-831; A-7117) (E-1121)	335.102	am
140.3	am	(P-5585)	141.3600	am	(P-831; A-7117) (E-1121)	335.200	am
140.7	am	(P-5585)	141.3640	am	(P-831; A-7117) (E-1121)	335.202	am
140.11	am	(P-6949)	141.3720	am	(P-831; A-7117) (E-1121)	335.300	am
140.16	am	(P-847; A-8264)	141.3800	am	(P-831; A-7117) (E-1121)	335.302	am
140.413	am	(P-406; A-8264) (E-592)	141.4240	am	(P-831; A-7117) (E-1121)	335.304	am
140.420	am	(P-1414; A-8972)	141.4360	am	(P-831; A-7117) (E-1121)	335.306	am
140.421	am	(P-1414; A-8972)	141.4520	am	(P-831; A-7117) (E-1121)	335.308	r
140.457	n	(P-2017090; A-6220)	141.4560	am	(P-831; A-7117) (E-1121)	335.310	am
140.458	n	(P-2017090; A-6220)	141.4680	am	(P-831; A-7117) (E-1121)	335.312	am
140.459	n	(P-2017090; A-6220)	144.275	am	(P-816)	335.314	am
140.460	am	(P-4903)	144.300	n	(P-7455)	335.316	am
140.461	am	(P-4903)	144.325	n	(P-7455)	335.318	am
140.462	am	(P-4903)	147.5	am	(P-1965390; A-7162) (P-870)	335.320	am
140.463	am	(P-4903)	147.15	n	(P-1965390; A-7162) (P-870)	335.326	am
140.465	r	(P-4903)	147.25	am	(P-1965390; A-7162) (P-870)	335.328	am
140.475	am	(P-847; A-8264)	147.50	am	(P-1965390; A-7162) (P-870)	335.330	am
140.485	am	(P-1431790; O-2112090; RC-2112490; RC-2113590; M-368; A-298)	147.75	am	(P-1965390; A-7162) (P-870)	335.332	am
			147.150	am	(P-1396790; A-2715)	335.334	am
			147.200	am	(P-2919; A-9001)	335.336	am
140.486	r	(P-1431790; A-298)	147.205	am	(P-1396790; A-2715)	335.338	am
140.487	am	(P-1431790; A-298)	147.250	n	(P-543490; O-5118; RC-5120)	431.2	am
140.488	n	(P-1431790; A-298)			(P-1524390; A-6238)	431.3	am
140.490	am	(P-1913290; A-8264)	147.300	n	(P-935590; O-1303990; R-3129; A-3058)	431.5	am
140.518	am	(P-9885)			(P-935590; O-1303990; R-3129; A-3058)	505.5	#
140.523	am	(P-1468190; A-1051)	147.305	n	(P-935590; O-1303990; R-3129; A-3058)	505.5	am
140.560	am	(P-5585)			(P-935590; O-1303990; R-3129; A-3058)	505.10	am
140.561	am	(P-7482)	147.310	n	(P-935590; O-1303990; R-3129; A-3058)	505.20	am
140.562	am	(P-1396390; O-1771890; R-366)	147.315	n	(P-935590; O-1303990; R-3129; A-3058)	505.40	am
					(P-935590; O-1303990; R-3129; A-3058)	505.70	am
140.569	am	(P-783490; A-1881390; C-1174) (P-783490; O-5115; R-6789; A-6534) (P-8656)	147.320	n	(P-935590; O-1303990; R-3129; A-3058)	505.80	am
					(P-935590; O-1303990; R-3129; A-3058)	505.10	am
					(P-935590; O-1303990; R-3129; A-3058)	515.400	n
140.646	am	(P-6949)	147.325	n	(P-935590; O-1303990; R-3129; A-3058)	515.500	n
140.662	am	(P-1431790; A-298)			(P-935590; O-1303990; R-3129; A-3058)	552.30	am
140.850	n	(P-1959290; A-10114)	147.330	n	(P-935590; O-1303990; R-3129; A-3058)	552.60	am
140.855	n	(P-1959290; A-10114)			(P-935590; O-1303990; R-3129; A-3058)	552.90	am
140.860	n	(P-1959290; A-10114)	147.335	n	(P-935590; O-1303990; R-3129; A-3058)	562.30	am
140.865	n	(P-1959290; A-10114)			(P-935590; O-1303990; R-3129; A-3058)	567.20	am
140.870	n	(P-1959290; A-10114)	147.340	n	(P-935590; O-1303990; R-3129; A-3058)	567.30	am
140.875	n	(P-1959290; A-10114)			(P-935590; O-1303990; R-3129; A-3058)	572.90	am
140.880	n	(P-1959290; A-10114)	147.345	n	(P-935590; O-1303990; R-3129; A-3058)	587.105	n
140.885	n	(P-1959290; A-10114)			(P-935590; O-1303990; R-3129; A-3058)	587.106	n
140.890	n	(P-1959290; A-10114)	147.350	n	(P-935590; O-1303990; R-3129; A-3058)	587.107	n
140.895	n	(P-1959290; A-10114)			(P-935590; O-1303990; R-3129; A-3058)	587.110	am
140.7b.A	r	(P-1431790; A-298)	147.7b.A	am	(P-7501)	587.111	n
140.7b.B	am	(P-1414; A-8972)	147.7b.B	am	(P-870)	587.120	am
140.7b.C	n	(P-1959290; A-10114)	147.7b.C	n	(P-870)	592.50	am
140.7b.D	n	(P-1959290; A-10114)	147.7b.D	n	(P-870)	592.75	am
140.7b.E	n	(P-831; A-7117) (E-1121)			(P-870)		



TITLE 89 (CONT'D)		TITLE 92 (CONT'D)	
755.22	n	1300.205	n
755.25	n	1300.210	am
755.30	am		
755.40	am		
755.50	r		
755.60	n		
755.70	r		
755.80	r		
755.90	r		
755.100	r		
755.110	n		
755.120	r		
755.130	r		
755.140	r		
755.150	r		
755.160	r		
755.170	r		
755.180	r		
755.190	r		
755.200	r		
765.60	am		
830.50	am		
830.140	n		
843.10	am		
843.20	am		
843.30	am		
843.50	am		
843.60	am		
843.70	am		
843.120	am		
843.130	am		
843.150	am		
843.160	am		
843.180	am		
843.11	n		
845.20	am		
845.30	am		
845.40	am		
860.20	am		
885.10	n		
885.30	n		
885.100	n		
885.110	n		
885.200	n		
885.210	n		
885.300	n		
885.310	n		
885.320	n		
885.330	n		
885.340	n		
885.350	n		
885.360	n		
885.370	n		
885.380	n		
885.390	n		
885.400	n		
885.410	n		
885.420	n		
885.430	n		
885.440	n		
885.450	n		
885.460	n		
885.470	n		
885.480	n		
885.490	n		
885.500	n		
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885.530	n		
885.540	n		
885.550	n		
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885.920	n		
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885.960	n		
885.970	n		
885.980	n		
885.990	n		
890.000	n		
890.010	n		
890.020	n		
890.030	n		
890.040	n		
890.050	n		
890.060	n		
890.070	n		
890.080	n		
890.090	n		
890.100	n		
890.110	n		
890.120	n		
890.130	n		
890.140	n		
890.150	n		
890.160	n		
890.170	n		
890.180	n		
890.190	n		
890.200	n		
890.210	n		
890.220	n		
890.230	n		
890.240	n		
890.250	n		
890.260	n		
890.270	n		
890.280	n		
890.290	n		
890.300	n		
890.310	n		
890.320	n		
890.330	n		
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890.360	n		
890.370	n		
890.380	n		
890.390	n		
890.400	n		
890.410	n		
890.420	n		
890.430	n		
890.440	n		
890.450	n		
890.460	n		
890.470	n		
890.480	n		
890.490	n		
890.500	n		
890.510	n		
890.520	n		
890.530	n		
890.540	n		
890.550	n		
890.560	n		
890.570	n		
890.580	n		
890.590	n		
890.600	n		
890.610	n		
890.620	n		
890.630	n		
890.640	n		
890.650	n		
890.660	n		
890.670	n		
890.680	n		
890.690	n		
890.700	n		
890.710	n		
890.720	n		
890.730	n		
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890.750	n		
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890.790	n		
890.800	n		
890.810	n		
890.820	n		
890.830	n		
890.840	n		
890.850	n		
890.860	n		
890.870	n		
890.880	n		
890.890	n		
890.900	n		
890.910	n		
890.920	n		
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890.950	n		
890.960	n		
890.970	n		
890.980	n		
890.990	n		
900.000	n		
900.010	n		
900.020	n		
900.030	n		
900.040	n		
900.050	n		
900.060	n		
900.070	n		
900.080	n		
900.090	n		
900.100	n		
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900.140	n		
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900.190	n		
900.200	n		
900.210	n		
900.220	n		
900.230	n		
900.240	n		
900.250	n		
900.260	n		
900.270	n		
900.280	n		
900.290	n		
900.300	n		
900.310	n		
900.320	n		
900.330	n		
900.340	n		
900.350	n		
900.360	n		
900.370	n		
900.380	n		
900.390	n		
900.400	n		
900.410	n		
900.420	n		
900.430	n		
900.440	n		
900.450	n		
900.460	n		
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900.840	n		
900.850	n		
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900.870	n		
900.880	n		
900.890	n		
900.900	n		
900.910	n		
900.920	n		
900.930	n		
900.940	n		
900.950	n		
900.960	n		
900.970	n		
900.980	n		
900.990	n		
910.000	n		
910.010	n		
910.020	n		
910.030	n		
910.040	n		
910.050	n		
910.060	n		
910.070	n		
910.080	n		
910.090	n		
910.100	n		
910.110	n		
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910.940	n		
910.950	n		
910.960	n		
910.970	n		
910.980	n		
910.990	n		
920.000	n		
920.010	n		
920.020	n		
920.030	n		
920.040	n		
920.050	n		
920.060			

ILLINOIS REGISTER  
SECTIONS AFFECTED INDEX

VOL. 15, ISSUE #27

JULY 5, 1991

TITLE 92 (CONT'D)

530.610	n	(P-2940)
530.700	n	(P-2940)
530.701	r	(P-3003)
530.702	r	(P-3003)
530.710	n	(P-2940)
530.800	n	(P-2940)
530.801	r	(P-3003)
530.802	r	(P-3003)
530.803	r	(P-3003)
530.804	r	(P-3003)
530.810	n	(P-2940)
530.820	n	(P-2940)
530.830	n	(P-2940)
530.840	n	(P-2940)
530.900	n	(P-2940)
530.901	r	(P-3003)
530.902	r	(P-3003)
530.903	r	(P-3003)
530.904	r	(P-3003)
530.905	r	(P-3003)
530.906	r	(P-3003)
530.907	r	(P-3003)
530.908	r	(P-3003)
530.909	r	(P-3003)
530.II, A	n	(P-2940)
708.70	am	(P-8193)
720.10	am	(P-3426; A-9068)
1010.425	n	(P-4686)
1010.426	n	(P-4686)
1010.740	am	(P-4686)
1040.42	am	(P-7891)
1070.100	n	(P-8797)
1308.10	n	(P-8097)
1308.20	n	(P-8097)
1308.30	n	(P-8097)
1311.10	n	(P-4195)